

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
August 20, 1981 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 5-0:  
## 78-212, Caterpillar Tractor; 80-140, Wilson & Shieler; 81-64, Bianucci; 81-91, DuPage.

## 80-22 and 80-193, Caterpillar Tractor, were consolidated for purposes of decision. An Opinion and Order was adopted by a vote of 5-0.

#81-94, Village of Burlington, was dismissed for failure to file an amended petition. The vote was 5-0. Mrs. Anderson will prepare an Order.

A Proposed Opinion was adopted in R77-15, Sulfur Dioxide, by a vote of 4-0. Mr. Werner abstained.

A Proposed Opinion was adopted in R80-17, Thermal Standards, Illinois Power, by a vote of 5-0.

Orders were adopted in R81-3, Chapter 3, Water Rules and R81-5, Chapter 5, Agricultural Related Pollution, pertaining to rule-making for codification. The vote was 5-0. Mr. Dumelle will prepare the Orders.

Motion to dismiss in #79-112, Modine, was denied and petitioner was granted 30 days to amend by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion to withdraw a motion to compel in ## 80-95 and 81-86, Dubuque, was granted by a vote of 5-0. Mr. Goodman 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.

Motion to dismiss by petitioner in #81-61, Indian Creek, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to withdraw by petitioner in #81-93, Lake Zurich, was granted by a vote of 5-0. Mrs. Anderson will prepare an Order.

Petition to amend was granted, motion for hearing was granted, motion for extension of time was granted and motion to strike was denied in #81-89, Quincy. The vote was 5-0. Mr. Goodman will prepare an Order.

Motion to dismiss in #81-95, Kennedy, was granted by a vote of

5-0. Mrs. Anderson will prepare an Order.

Motion to dismiss in #81-96, Texaco, was denied by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to withdraw in #81-100, Dept. of Navy, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

These matters were held to September 3 for consideration: ## 81-104, Illinois Fruit, motion to waive hearing and consolidate; 81-109, Bartlett, objection; 81-112, Citizens, objection; 81-117. Olin, objection.

In #81-118. Modern Plating, a hearing was authorized pursuant to an objection filed, and a motion for extension was granted. The vote was 5-0, Mr. Goodman will prepare an Order.

These cases were discussed and held to September 3 for further discussion or possible decision: ## 79-157, Decatur Sanitary District; 80-4, Alba Manufacturing; 80-177, McClean County Services; 80-225, GTE Automatic; 81-19, Marion; 81-30, Quincy; 81-57, Freeport; 81-60, Kaney Transportation; 81-87, Sparton Manufacturing; 81-99, Hartford; 81-108, Fairfield; 81-4, Knoxville; R78-7, General Motors, Flouride.

An Opinion and Order was adopted in #81-84, Village of Henderson, by a vote of 4-0, Mr. Goodman abstained.

The amended petition in #81-43, Westtowns was held pending receipt of a supplement to the amended petition.

Amended petitions in these cases were authorized for hearing: ## 81-90, Burlington Northern; 81-92, Lake Zurich.

81-103, City of Assumption, amended petition was ordered held for an Agency recommendation.

In new cases these actions were taken by a vote of 5-0: ## 81-122, Vickery Manor, motion to incorporate and hearing waiver accepted, held for an Agency recommendation, Order by Mr. Goodman; 81-123, Ferril v. Donovan, hearing authorized; 81-124, Dow Chemical, additional information requested, Order by Mr. Dumelle; 81-125, Quality Ready Mix, dismissed, Order by Mr. Dumelle; 81-126, County of DuPage, held for an Agency recommendation; 81-127, Northern Anglers v. Kankakee et al., hearing authorized; 81-128, Department of the Army, additional information requested, Order by Mr. Goodman; 81-130, EPA v. Village of Tallula, hearing mandatory; 81-131, City of St. Charles, additional information requested, Order by Mr. Dumelle.

#81-129, City of Peru, was asked to file additional information by a vote of 4-0, Mr. Anderson abstained. Mr. Dumelle will prepare an Order.

Petition for site specific rule change filed by Olin Corporation

was assigned docket number R81-24, and authorized for hearing and publication by a vote of 5-0.

R81-23, Review of Existing Rule 203(f) of Chapter 3, Water, was authorized for hearing and publication by a vote of 5-0.

Minutes of Board meetings held on July 23, 31 and August 7, 1981, were approved by a vote of 5-0.

All matters not disposed of as listed were ordered held for possible consideration on September 3, 1981.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above minutes were approved this 8<sup>th</sup> day of October, 1981 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
AGENDA  
AUGUST 20, 1981 CHICAGO, ILLINOIS

DECISIONS:

78-212 Caterpillar Tractor (NW) \_\_\_\_\_  
80-22 Caterpillar Tractor (IG) \_\_\_\_\_  
80-140 Wilson and Shipler (NW) \_\_\_\_\_  
\* 80-193 Caterpillar Tractor (IG) (due) \_\_\_\_\_  
\* 81-64 Bianucci (IG) (due 10/8) \_\_\_\_\_  
\* 81-91 DuPage (DA) (due) \_\_\_\_\_  
\* 81-94 Village of Burlington (JA) (due) \_\_\_\_\_  
R76-21 WQS Revisions, Effluent Standards - Proposed Rule, Second  
Notice and Proposed Opinion (JD) \_\_\_\_\_  
R77-15 SO<sub>2</sub> - Proposed Opinion (IG) \_\_\_\_\_  
R80-17 Thermal Standards, Illinois Power - Opinion (IG) \_\_\_\_\_  
R81-3 Chapter 3, Water, Codification (JD) \_\_\_\_\_  
R81-5 Chapter 5, Agricultural, Codification (JD) \_\_\_\_\_

MOTIONS:

79-112 Modine - motion to dismiss (8/13) \_\_\_\_\_  
80-95 \_\_\_\_\_  
81-86 Dubuque - motion to compel (7/9) objection (7/17) motion to  
withdraw motion to compel (8/4) (IG) \_\_\_\_\_  
80-126 Olin - motion to extend stay (7/24) \_\_\_\_\_  
81-61 Indian Creek - motion to dismiss (8/7) (JD) \_\_\_\_\_  
81-93 Lake Zurich - motion to withdraw (8/19) (JA) \_\_\_\_\_  
81-89 Quincy - petition for hearing (7/30) motion for hearing and  
motion for extension of time (8/7) \_\_\_\_\_  
81-95 Kennedy - motion to dismiss (7/31) \_\_\_\_\_  
81-96 Texaco - motion to dismiss (7/13) response (7/29) \_\_\_\_\_  
81-100 Dept. of Navy - motion to withdraw (8/19) \_\_\_\_\_

\* INDICATES VARIANCE OR PERMIT DENIAL APPEAL

MOTIONS (Continued):

81-104 Ill. Fruit - motion to waive and consolidate (8/13) \_\_\_\_\_  
81-109 Bartlett - objection (7/24) \_\_\_\_\_  
81-112 Citizens - motion for reconsideration (8/10) \_\_\_\_\_  
81-117 Olin - objection and motion for hearing (8/7) \_\_\_\_\_  
81-118 Modern Plating - objection (8/7) motion for extension of  
time (8/17) \_\_\_\_\_

DISCUSSIONS:

77-157 Decatur Sanitary Dist. (NW) \_\_\_\_\_  
\* 79-81 Reynolds Metals (JD) \_\_\_\_\_  
80-4 Alba Mfg. (NW) \_\_\_\_\_  
80-177 McLean County Services (JD) \_\_\_\_\_  
\* 80-225 GTE Automatic (JA) (due 9/3) \_\_\_\_\_  
81-19 Marion (JD) \_\_\_\_\_  
\* 81-30 Quincy (JD) \_\_\_\_\_  
\* 81-57 Freeport (DA) (due 9/3) \_\_\_\_\_  
\* 81-60 Kaney Transportation (DA) (due 9/3) \_\_\_\_\_  
\* 81-84 Village of Henderson (JA) (due 9/3) \_\_\_\_\_  
\* 81-87 Sparton Mfg. (IG) (due 9/24) \_\_\_\_\_  
\* 81-95 Kennedy Oil (JA) (due 9/3) \_\_\_\_\_  
\* 81-99 Hartford (JA) (due 9/3) \_\_\_\_\_  
\* 81-108 Fairfield (JD) (due 9/3) \_\_\_\_\_  
R81-22 "RCRA" (DA) \_\_\_\_\_

AMENDED PETITIONS:

- \* 81-43 Westtowns (filed 8/13)
- \* 81-90 Burlington Northern (filed 8/10) (is this a variance or permit appeal?)
- \* 81-92 Lake Zurich (filed 8/19)
- \* 81-103 City of Assumption (filed 8/7)

NEW CASES:

- 81-122 Vickery Manor v. EPA \_\_\_\_\_
- 81-123 Ferrill et al v. John L. Donovan (11:00 A.M.) \_\_\_\_\_
- 81-124 Dow Chemical v. EPA \_\_\_\_\_
- 81-125 Quality Ready Mix Concrete v. EPA \_\_\_\_\_  
motion to dismiss (8/13)
- 81-126 County of DuPage and Charles Specking v. EPA \_\_\_\_\_
- 81-127 Northern Illinois Anglers' Assoc. v. Kankakee Water Co.  
and The Village of Bourbonnais (11:00 A.M.) \_\_\_\_\_
- 81-128 Department of the Army v. EPA \_\_\_\_\_
- 81-129 City of Peru v. EPA \_\_\_\_\_
- 81-130 EPA v. Village of Tallula \_\_\_\_\_
- 81-131 City of St. Charles v. EPA \_\_\_\_\_
  
- R81- Olin - Site Specific Rule Change (filed 8/18) \_\_\_\_\_
  
- R81-23 Review of Existing Rule 203(f), Chapter 3 (filed by IINR  
on 7/13) \_\_\_\_\_

MINUTES:

July 23, 31, 1981  
August 7, 1981

PENDING CASES ASSIGNED:

74-234 American Brick (IG)  
77-322 Waukegan (NW)  
78-62 Davenport Packing (IG)  
78-139 Vickery Manor (JD)  
78-226 Modern Plating (IG)  
\* 79-61 Illinois Power (IG)  
\* 79-161 Stepan Chemical (IG)  
79-207 Romeoville (DA)  
79-215 John Popp and Logan (JA)  
\* 79-235 Reynolds Metals (IG)  
79-256 ESL (JA)  
80-113 Archer-Daniels-Midland (NW)  
80-134 Commonwealth Edison (IG)  
\* 80-144 Illinois Nitrogen (DA)  
80-185 Pielet Bros. (JA)  
80-195 Core-Lube (NW)  
80-214 Jobe (JD)  
\* 81-4 Knoxville (JA)  
81-28 Centralia (NW)  
\* 81-37 Cargill (JD)  
80-56 O'Fallon (NW)  
\* 81-67 H.J. Bergman (JA) (due 9/24)  
\* 81-70 Texaco (DA) (due 9/24)  
\* 81-113 Missionary Sisters (JD) (due 9/24)  
\* 80-153 Hamman Landfill (JA)