

ILLINOIS POLLUTION CONTROL BOARD

**MINUTES OF REGULAR BOARD MEETING
JUNE 23, 1994 CHICAGO, ILLINOIS**

After calling the meeting to order, Chairman Manning introduced Paul Fargo, a first year law student at John Marshall Law School, and Shawn Gibbia, a political science major, who are summer workers at the Board's Chicago office. Thereafter, Chairman Manning asked the Clerk of the Board for a roll call, and all Board Members answered present.

An Opinion and Order was adopted in #86-1, City of Peru CSO, by a vote of 6-0. (GTG)

An Opinion and Order, accepting the Stipulation and Proposal for Settlement in the amount of \$2,850.00, was adopted in #94-94, People of the State of Illinois v. The Milnot Company, by a vote of 6-0. J. Theodore Meyer concurred.

An Opinion and Order, accepting the Stipulation and Proposal for Settlement in the amount of \$6,000.00, was adopted in #94-96, People of the State of Illinois v. MII, Inc., by a vote of 6-0. J. Theodore Meyer concurred.

An Opinion and Order, accepting the Stipulation and Proposal for Settlement in the amount of \$15,000.00, was adopted in #94-149, People of the State of Illinois v. Celotex Corporation, by a vote of 6-0. J. Theodore Meyer concurred.

An Opinion and Order was adopted in #AS 94-7, Rhone-Poulenc Basic Chemicals, by a vote of 6-0. (RCF)

In R87-33, Amerock Effluent Standard, an Adopted Rule, Final order, Opinion and Order was adopted by a vote of 5-0. M. McFawn abstained. (JTM)

In R90-26(B), Foundry and Steel Landfill Amendments, a Proposed Rule, Second Notice, Opinion and Order was adopted by a vote of 5-0. E. Dunham abstained. (RCF)

In R91-23, Marathon Oil Site-Specific, a Proposed Rule, Second Notice, Opinion and Order was adopted by a vote of 6-0. (RCF)

In R93-30, Contingency Measures for PM10 Emissions, an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. (JTM)

In R94-7, RCRA Subtitle C Hazardous Waste Update, USEPA Regulations (July 1, 1993 through December 31, 1993), an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. (ED)

In R94-16, 15% ROP Plan Control Measures for VOM Emissions - Part

III: Air Oxidation and Organic Emissions from Storage and Loading Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, a Proposed Rule, First Notice, Opinion and Order was adopted by a vote of 6-0. (ED)

Default Orders were adopted in these Administrative Citations by a vote of 6-0: ##94-25, EPA v. Frank Record; 94-26, EPA v. Atkinson Landfill Company; 94-32, Sangamon County v. Stephen Bileck, Jr. and Lisa Bileck.

An Order denying the Respondent's motion to vacate the default judgment, was adopted in #AC 94-11, ESG Watts, by a vote of 6-0. (CAM)

An Order denying the Respondent's motion to vacate the default judgment, was adopted in #AC 94-12, ESG Watts, by a vote of 6-0. (CAM)

An Order denying the Respondent's motion to vacate the default judgment, was adopted in #AC 94-13, ESG Watts, by a vote of 6-0. (CAM)

An Order denying the Respondent's motion to vacate the default judgment, was adopted in #AC 94-15, ESG Watts, by a vote of 6-0. (CAM)

An Order granting the Complaint's motion to withdraw the complaint, was adopted in #AC 94-30, City of Freeport, by a vote of 6-0. (CAM)

An Order granting the Petitioner's motion to file its status report in response to an April 21, 1994 Board Order, and renewing the stay of the matter until September 1, 1994, was adopted in #AS 88-2, Stepan Company, by a vote of 6-0. (CAM)

An Order directing the parties to submit status reports to be received by the Board on or before August 31, 1994, was adopted in #AS 90-5, R. Lavin & Sons, by a vote of 6-0. (RCF)

An Order granting the Petitioner's motion to supplement its filings to correct Exhibit 3 of the Substantive Illinois Commerce Commission proceeding, was adopted in #AS 94-1, Illinois Wood Energy Partners, by a vote of 6-0. (CAM)

An Order granting the Agency's motion for a further extension of time until July 15, 1994, to file its response to the petition for an adjusted standard, was adopted in #AS 94-8, Acme Steel Company and LTV Steel Company, by a vote of 6-0. (ED)

An Order granting the Agency's motion for an extension of time until July 22, 1994, to file its response to the petition for an adjusted standard, was adopted in #AS 94-10, Envirite Corporation,

by a vote of 6-0. (RCF)

An Order denying the Respondent's motion for reconsideration and pursuant to the Respondent's alternative motion, directing the Clerk of the Board to cause publication of the required newspaper notice of the parties' request for relief from the hearing requirement, was adopted in #83-150, Archer Daniels Midland, by a vote of 6-0. (CAM)

An Order directing the parties to submit status reports to be received by the Board on or before August 31, 1994, was adopted in #90-31, R. Lavin & Sons, by a vote of 6-0. (RCF)

An Order directing the Petitioner and the Agency to file updated status reports on or before July 15, 1994, was adopted in #91-94, Safety-Kleen Corporation, by a vote of 6-0. (CAM)

An Order directing the parties to submit status reports to be received by the Board on or before August 31, 1994, was adopted in #91-139, R. Lavin & Sons, by a vote of 6-0. (RCF)

An Order advising the Petitioner that absent an additional waiver, the Board must decide the matter based on the record at its August 11, 1994 meeting, and directing the parties to file status reports with the Board on or before August 1, 1994, was adopted in #91-202, Sherex Chemical Company, by a vote of 6-0. (ED)

An Order granting the joint motion for clarification of the Board's June 2, 1994 Opinion and Order, and granting the Respondents 14 days from June 23, 1994, to comply with paragraph 2 of the Board's June 2, 1994 Order, weather and site conditions permitting, was adopted in #92-10, Lake County Forest Preserve District, by a vote of 6-0. (JTM)

An Order accepting the Petitioner's status report, directing the parties to file an additional status report on or before August 25, 1994, and advising the parties that if it is their intention to pursue settlement beyond the next status report due date, a statutory decision deadline waiver must be filed by August 25, 1994 or the case will be set for hearing, was adopted in #92-99, A.B. Dick Company, by a vote of 6-0. (CAM)

An order granting the Agency an extension of time until August 15, 1994, in which to file the Agency record, was adopted in #92-109, Archer Daniels Midland, by a vote of 6-0. (McF)

An Order accepting the Petitioner's status report on behalf of the parties and directing the parties to file an updated status report on or before September 30, 1994, was adopted in #92-168, Edwards-Etherton Oil Company, by a vote of 6-0. (CAM)

An Order granting the joint motion for continuance, vacating the

requirement that all hearings in the matter be completed by October 1, 1994, the deadline established in a March 17, 1994 Board Order, and directing the parties to file status reports, either jointly or separately, no later than September 30, 1994, which shall include detailed information on the progress of the case, including the status of any further discussions with the USEPA and an anticipated schedule for further action, was adopted in #92-176, Central Can Company, by a vote of 6-0. (JTM)

An Order accepting the joint status report, directing the parties to file an additional status report on or before August 26, 1994, and advising the parties that absent a waiver of the decision due date, the case will be set for hearing after filing of the next status report, was adopted in #92-209, A.B. Dick Company, by a vote of 6-0. (GTG)

An Order denying the Petitioner's request for a further continuance, and directing the Hearing Officer to set the matter for hearing no later than September 30, 1994, was adopted in #92-211, Safety-Kleen Corporation, by a vote of 6-0. (JTM)

An Order directing the parties to file, jointly or individually, a status report on or before July 15, 1994, was adopted in #92-216, U.S. Department of the Army, by a vote of 6-0. (CAM)

An Order directing the parties to file a status report no later than September 9, 1994, if a dismissal of the permit appeal is not filed with the Board by September 1, 1994, was adopted in #93-16, Beloit Corporation, by a vote of 6-0. (GTG)

An Order construing the Complainant's letter requesting that certain exhibits be returned to him, as a motion to release the exhibits, and directing the Clerk of the Board to send the two video tapes identified as Complainant's Exhibits G1 and G2 to the Complainant, was adopted in #93-65, Albert Warner, by a vote of 6-0 (RCF)

An Order directing the parties to file a status report with the Board to be received by the Board no later than August 26, 1994, was adopted in #93-71, Indian Refining Company, by a vote of 6-0. (GTG)

An Order construing the Petitioner's "Petition for Dismissal of Red Oak LUST Fund Reimbursement Open Waiver", as a motion to withdraw the appeal, and noting that if the filing was not intended to dismiss the matter, the Petitioner may file a motion for reconsideration pursuant to 35 Ill. Adm. Code 101.246, was adopted in #93-77, Highland Park School District #108, by a vote of 6-0. (ED)

An Order accepting the Joint Stipulation of Settlement and Dismissal, was adopted in #93-104, Griffin Service, by a vote of 6-0. (GTG)

An Order granting the Agency's motion to file its motion for an extension of time to file its recommendation instanter, and granting the motion for an extension of time until June 30, 1994, was adopted in #93-196, TRW, Inc., by a vote of 6-0. (JTM)

An Order denying the Complainants' motions to reconsider a May 5, 1994 Board Order, was adopted in #94-2, Anne Shepard et al., by a vote of 6-0. (GTG)

Respondent Waste Management's motion to strike Exhibits and to declare request Nos. 5 and 6 admitted in #94-58, City of Geneva, will be taken with the case-in-chief.

An Order denying the Petitioner's motion to supplement the record, was adopted in #94-106, Sheridan Towers Partnership, by a vote of 6-0. (McF)

An Order granting the Petitioner's motion to withdraw its variance petition, was adopted in #94-110, Texor Petroleum Company, by a vote of 6-0. (GTG)

An Order granting the Respondent's motion to supplement the record, was adopted in #94-133, TNT Holland Motor Express, by a vote of 6-0. (JTM)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-145, Pace Suburban Bus Division, by a vote of 6-0. (JTM)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-147, Capital Asset Corporation et al., by a vote of 6-0. (CAM)

An Order granting the Agency's motion for an extension of time until June 27, 1994, to file the record, was adopted in #94-148, Chemical Waste Management, by a vote of 6-0. (McF)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-152, Madison Avenue Venture, by a vote of 6-0. (RCF)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-153, Waste Management of Illinois, by a vote of 6-0. (CAM)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-159, Grimm's Diversified Services, by a vote of 6-0. (GTG)

An Order granting the Petitioner's motion to defer the proceedings for an additional ninety days, directing the Petitioner to file a status report with the Clerk of the Board on or before September 29, 1994, which shall indicate the status of the negotiations with the USEPA, whether additional time will be required to complete the negotiations, or whether it will be necessary to proceed with the rulemaking, and requesting the Petitioner to file the appropriate motion withdrawing the petition for a site-specific rule in the event that settlement is reached sooner than anticipated, was adopted in R81-19, Citizens Utilities Company, by a vote of 5-0. (CAM)

An Order extending the stay of the matter until October 6, 1994, and directing the parties to file an additional status report with the Clerk of the Board and the Hearing Officer, on or before September 30, 1994 identifying the progress of the parties negotiations, was adopted in R90-1(B), Toxic Air Contaminant List, Environmental Effects, by a vote of 6-0. (CAM)

An Order extending the stay of the matter until October 6, 1994, and directing the parties to file an additional status report with the Clerk of the Board and the Hearing Officer, on or before September 30, 1994 identifying the progress of the parties negotiations, was adopted in R90-1(C), Toxic Air Contaminant List, Reporting Requirements, by a vote of 6-0. (CAM)

The Illinois Environmental Regulatory Group's motion to sever docket, filed in R94-2, Regulation of Petroleum Underground Storage Tanks, will be taken with the case-in-chief.

These cases were discussed and held to July 21, 1994 for further discussion or possible decision: ##93-58, L. Keller Oil Properties; 94-51, -58, Rodney B. Nelson, III and City of Geneva; 94-92, USA Waste Services.

These regulatory matters were discussed and held to July 21, 1994 for further discussion or possible decision: R90-26(A), Foundry and Steel Landfill Amendments, Adopted Rule, Final Order, Opinion and Order; R93-29, Regulation of Landscape Waste Compost Facilities, 35 Ill. Adm. Code 830 - 832, Proposed Rule, First Notice, Opinion and Order; R94-4, SDWA Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Adopted Rule, Final Order, Opinion and Order; R94-5, UIC Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Proposal for Public Comment; R94-11, Procedural Rules for Appeals from Office of State Fire Marshal Eligibility/Deductibility Determination, Proposed Rule, First Notice, Opinion and Order.

In Amended Petitions, these actions were taken by a vote of 6-0: ##94-126, Grayslake Feed Sale, Inc./Outdoor Power Equipment, the amended petition was accepted for hearing, and the 120-day decision timeclock restarted with its filing, Order by M. McFawn; 94-137,

Robert Schwake Stone Company, the amended petition was accepted for hearing, and the Board noted Petitioner's filing of an open waiver of the decision deadline on May 20, 1994, **Order by M. McFawn**; 94-162, Chemical Waste Management, Petitioner's motion to consolidate with PCB 94-169 and PCB 94-170 was granted, and the Agency's motions for an extension of time in which to file the record and for waiver of requirements were granted, **Order by G. Tanner Girard**.

In new case #94-150, Angela M. White v. Terry & Billie VanTine and Schneider National Transport, Inc., Respondent, Schneider National Transport's motion to dismiss was denied, Complainant's motion to file its response to Respondent's motion to dismiss instanter was granted, and the matter was accepted for hearing by a vote of 5-1. M. McFawn dissented. (ED)

In these other new cases, these actions were taken by a vote of 6-0: ##94-161, Envirite Corporation, d/b/a County Environmental of Livingston v. EPA, held for an Agency Recommendation; 94-163, Richard E. Gaunt, Sr. v. EPA, held until June 30, 1994 Special Board Meeting; 94-165, Sheehy & Sons Funeral Home v. EPA, held until June 30, 1994 Special Board Meeting; 94-166, Safety-Kleen Corporation (Elgin Service Center) v. EPA, accepted for hearing, **Order by G. Tanner Girard**; 94-167, Melrose Partners v. EPA, accepted for hearing and since the Agency's record was timely filed, the motion to file the record instanter is moot, **Order by G. Tanner Girard**; 94-168, Emro Marketing Company v. Office of the State Fire Marshall, accepted for hearing, **Order by E. Dunham**; 94-169, Chemical Waste Management, Inc. (Trade Waste Incineration, Permit No. 87100024 v. EPA, accepted for hearing, Petitioner's motion to consolidate with PCB 94-162 and PCB 94-170 was granted, and the Agency's motions for an extension of time in which to file the record and for waiver of requirements were also granted, **Order by G. Tanner Girard**; 94-170, Chemical Waste Management, Inc. (Trade Waste Incineration, Permit No. 90020011) v. EPA, accepted for hearing, Petitioner's motion to consolidate with PCB 94-162 and PCB 94-169, was granted, and the Agency's motions for an extension of time in which to file the record and for waiver of requirements were also granted, **Order by G. Tanner Girard**; 94-171, Granite City Steel Division, National Steel Corporation v. EPA, accepted for hearing, Petitioner's motion to stay the proceedings was granted until August 17, 1994, and the Board advised the Petitioner that it would entertain any additional motions to stay the proceedings as long as such motions are accompanied by a waiver of the decision date sufficient to allow the Board a full 120 days to process the case in the event no settlement is reached, **Order by C.A. Manning**; 94-172, Safety-Kleen Corporation (Pekin Service Center) v. EPA, accepted for hearing, **Order by E. Dunham**; 94-173, People of the State of Illinois v. Health O Meter Products, Inc., Clerk of the Board directed to cause publication of the required newspaper notice of the parties' request for relief from the hearing requirement, and the Board will reserve ruling on the parties'

until after the statutory 21 day notice has passed, **Order**; 94-174, People of the State of Illinois v. Feeney Oil Company, Inc., hearing mandatory; 94-175, Village of Sauget v. EPA, additional information requested, **Order by G. Tanner Girard**; 94-176, ESG Watts, Inc. (Sangamon Valley Landfill) v. EPA, accepted for hearing, **Order by J. Theodore Meyer**; 94-177, Burlington Environmental, Inc. v. EPA, additional information requested, **Order**; 94-178, Herrin Security Bank v. Shell Oil Company, **held for duplicitous/frivolous determination**; 94-179, Solvent Systems International v. Village of Hampshire, accepted for hearing, **Order**; R94-16, 15% ROP Plan Control Measures for VOM Emissions - Part III: Air Oxidation and Organic Emissions from Storage and Loading Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219 (**See Decisions Agenda**).

Because a Petition for Review was received, this Administrative Citation will be set for hearing: #94-31, Montgomery County, Illinois v. Envotech-Illinois, Inc.

These Administrative Citations were received by the Board: #94-34, EPA v. City of Freeport; 94-35, County of Jackson v. James Qualls; 94-36, Sangamon County v. Edward Combs; 94-37, County of Ogle v. City of Rochelle and Rochelle Disposal Service; 94-38, EPA v. Ex-Tech Plastics, Inc..

In new Administrative Citation #94-39, County of Macon and the EPA v. Macon County Landfill Corporation, these actions were taken by a vote of 6-0: the Board opened the docket for the limited purposes of docketing the Landfill's Petition for Review, and also closed the docket as a result of the Administrative Citation not being filed with the Board.

An Order requesting additional information, was adopted in new Adjusted Standard #AS 94-9, Petition of the City of Springfield, Illinois, Office of Public Utilities, by a vote of 6-0. (**GTG**)

Minutes of the June 2, 1994 Board Meeting, and the June 6, 1994 Special Board Meeting were approved by a vote of 6-0.

All other matters not disposed of as listed were ordered held until July 21, 1994 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this _____ day of _____, 1994, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
JUNE 23, 1994 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

DECISIONS:

	86-1	City of Peru CSO (GTG)
AC	93-30	The National Bank of Springfield, K//N/A First of America Trust Company and Ray Landers (ED)
AC	93-45	Rita Hefley, Final Opinion and Order (McF)
	94-94	People of the State of Illinois v. The Milnot Company (Stipulation)
	94-96	People of the State of Illinois v. MII, Inc. (Stipulation)
	94-149	People of the State of Illinois v. Celotex Corporation (Stipulation)
AS	94-7	Rhone-Poulenc Basic Chemicals (RCF)
	R87-33	Amerock Effluent Standard, Adopted Rule, Final Order, Opinion and Order (JTM)
	R90-26 (B)	Foundry & Steel Landfill Amendments, Proposed Rule, Second Notice, Opinion and Order (RCF)

* INDICATES VARIANCE OR PERMIT APPEAL

DECISIONS: (Cont'd)

- R91-23 Marathon Oil Site-Specific, Proposed Rule, Second Notice, Opinion and Order (RCF)
-
- R93-30 Contingency Measures for PM10 Emissions, Adopted Rule, Final Order, Opinion and Order (JTM)
-
- R94-7 RCRA Subtitle C Hazardous Waste Update, USEPA Regulations (July 1, 1993 through December 31, 1993) (ED)
-
- R94-16 15% ROP Plan Control Measures for VOM Emissions - Part III: Air Oxidation and Organic Emissions from Storage and Loading Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, Proposed Rule, First Notice, Opinion and Order (ED)
-

AC DEFAULT ORDERS:

- 94-25 EPA v. Frank Record
-
- 94-26 EPA v. Atkinson Landfill Company
-
- 94-32 Sangamon County v. Stephen Bileck, Jr. and Lisa Bileck
-

MOTIONS:

- AC 94-11 ESG Watts, Inc. - Respondent's Motion to Vacate Default Judgment (5/25), Complainant's Response to Respondent's Motion to Vacate Default Judgment (6/2) (CAM)
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- AC 94-12 ESG Watts, Inc. - Respondent's Motion to Vacate Default Judgment (5/25), Complainant's Response to Respondent's Motion to Vacate Default Judgment (6/2) (CAM)
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MOTIONS: (Cont'd)

- AC 94-13 ESG Watts, Inc. - Respondent's Motion to Vacate Default Judgment (5/25), Complainant's Response to Respondent's Motion to Vacate Default Judgment (6/2) (CAM)
-
- AC 94-15 ESG Watts, Inc. - Respondent's Motion to Vacate Default Judgment (5/25), Complainant's Response to Respondent's Motion to Vacate Default Judgment (6/2) (CAM)
-
- AC 94-30 City of Freeport - Complainant's Motion to Withdraw Complaint (6/1) (CAM)
-
- AS 88-2 Stepan Company - Petitioner's Motion to File Status Report Instantly in Response to April 21, 1994 Board Order (6/16) (CAM)
-
- AS 90-5 R. Lavin & Sons - Petitioner's Status Report in response to March 17, 1994 Board Order (5/31), Agency Status Report in response to March 17, 1994 Board Order (5/31) (RCF)
-
- AS 92-13 Alumax, Inc. - Petitioners' Motion to Correct Transcript and Amended Proposed Language for the Board's Order (Amended Exhibit 8 to the Joint Petition for Adjusted Standard) (5/31) (McF)
-
- AS 93-8 AKZO Chemicals - Petitioner's Motion to Correct Hearing Transcript (6/6) (GTG)
-
- AS 94-1 Illinois Wood Energy Partners - Petitioner's Motion to Supplement Substantive Filings from Petitioner's Illinois Commerce Commission Proceeding, ICC Docket 93-0160 (6/3) (CAM)
-
- AS 94-8 Acme Steel Company & LTV Steel Company - Agency Motion for Further Extension of Time to File Response (6/2) (ED)
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MOTIONS: (Cont'd)

- AS 94-10 Envirite Corporation - Agency Motion for Extension of Time to File Response (6/10) (RCF)
-
- 83-150 Archer Daniels Midland - Respondent's Motion for Reconsideration or for Relief from Hearing Requirement (5/31), Complainant's Motion for Relief from Hearing Requirement (5/31) (CAM)
-
- 90-31 R. Lavin & Sons - Petitioner's Status Report in Response to March 17, 1994 Board Order (5/31), Agency Status Report in Response to March 17, 1994 Board Order (5/31) (RCF)
-
- 91-86 Raymond and Mary Moore - Petitioners' Status Report in Response to December 16, 1993 Board Order (2/15), Petitioners' Supplemental Status Report (2/28), Petitioners' Motion for Partial Summary Judgment (3/15), Stipulation of Settlement and Dismissal (5/18) (McF)
-
- 91-94 Safety-Kleen Corporation - Status Report Order (CAM)
-
- 91-139 R. Lavin & Sons - Petitioner's Status Report in Response to March 17, 1994 Board Order (5/31), Agency Status Report in Response to March 17, 1994 Board Order (5/31) (RCF)
-
- 91-202 Sherex Chemical Company - Status Report Order (ED)
-
- 92-80 Lake County Forest Preserve - Joint Motion for Clarification of June 2, 1994 Opinion and Order and Motion for Extension of Time (6/20) (JTM)
-
- 92-99 A.B. Dick Company - Petitioner's Status Report in Response to January 20, 1994 Board Order (6/15) (CAM)
-
- 92-109 Archer Daniels Midland - Agency Motion to Extend Time in which to file the Agency Record (5/27) (McF)
-

MOTIONS: (Cont'd)

- 92-134 Lone Star Industries - Petitioner's Motion for Relief from Final Order (5/18), Agency Response to Petitioner's Motion for Relief from Final Order (6/7), Petitioner's Reply to Agency Response to Motion for Relief from Final Order (6/15) (CAM)
-
- 92-168 Edwards-Etherton Oil Company - Petitioner's Status Report in Response to February 17, 1994 Board Order (6/1) (CAM)
-
- 92-176 Central Can Company - Joint Motion for Continuance (6/14) (JTM)
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- 92-209 A.B. Dick Company - Petitioner's Status Report in Response to January 20, 1994 Board Order (6/20) (GTG)
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- 92-211 Safety-Kleen Corporation - Petitioner's Status Report in Response to March 17, 1994 Board Order (6/16) (JTM)
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- 92-216 U.S. Department of the Army - Status Report Order (CAM)
-
- 93-16 Beloit Corporation - Joint Status Report in Response to March 3, 1994 Board Order (6/1) (GTG)
-
- 93-65 Albert Warner - Board Order (See Complainant's June 8, 1994 letter) (RCF)
-
- 93-71 Indian Refining Company - Petitioner's Status Report in Response to March 17, 1994 Board Order (6/15) (GTG)
-
- 93-77 Highland Park School District #108 - Petitioner's Petition for Dismissal of Red Oak School Lust Fund Reimbursement Open Waiver (Construed by the Board as a Motion to Withdraw) (6/1) (ED)
-
- 93-104 Griffin Service - Joint Stipulation of Settlement and Dismissal (6/3) (GTG)
-
- 93-196 TRW, Inc. - Agency Motion for Extension of Time to File Recommendation and to File Instanter (6/9) (JTM)
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MOTIONS: (Cont'd)

- 94-2 Anne Shepard et al. - Complainant James Verhein's Motion to Reconsider May 5, 1994 Board Order (6/7), Complainant Jerold Leckman's Motion to Reconsider May 5, 1994 Board Order (6/7), Northbrook Sports Club's Response to Motions to Reconsider (6/20) (GTG)
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- 94-19 Village of Summit - Petitioners' Motion for Reconsideration of May 5, 1994 Board Order (6/7), West Suburban Recycling and Energy Center's Response to Petitioners' Motion for Reconsideration (6/20) (McF)
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- 94-22 Village of Summit - Petitioners' Motion for Reconsideration of May 5, 1994 Board Order (6/9), West Suburban Recycling and Energy Center's Response to Petitioners' Motion for Reconsideration (6/20) (McF)
-
- 94-44 City of Havana - Respondents' Motion for Reconsideration and Clarification of May 19, 1994 Opinion and Order (6/6) (GTG)
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- 94-58 City of Geneva - Respondent Waste Management's Motion to Strike Exhibits and to Declare Request Nos. 5 and 6 Admitted (6/13), City of Geneva's Response to Waste Management's Motion to Strike Exhibits and to Declare Request Nos. 5 and 6 Admitted (6/16) (CAM)
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- 94-106 Sheridan Towers Partnership - Petitioner's Motion to Supplement the Record (5/31), Respondent's Response to Petitioner's Motion to Supplement the Record (6/7) (McF)
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- 94-110 Texor Petroleum Company - Petitioner's Motion to Withdraw Variance Petition (6/20) (GTG)
-
- 94-125 Beloit Corporation - Complainant's Motion to Strike Respondent Beloit Corporation's Affirmative Defenses (6/10), Respondent Beloit Corporation's Motion to Dismiss and Response to Complainant's Motion to Strike Affirmative Defenses (6/20) (ED)
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MOTIONS: (Cont'd)

- 94-133 TNT Holland Motor Express - Respondent's Motion for Leave to Supplement Record on Appeal Instanter (6/3) (JTM)
-
- 94-145 Pace Suburban Bus Division - Agency Motion to File Record Instanter (6/6) (JTM)
-
- 94-147 Capital Asset Corporation et al. - Agency Motion to File Record Instanter (6/3) (CAM)
-
- 94-148 Chemical Waste Management - Agency Motion for Extension of Time to File Agency Record (6/3) (McF)
-
- 94-152 Madison Avenue Venture - Agency Motion to File Record Instanter (6/1), Agency Motion to Supplement Administrative Record (6/15) (RCF)
-
- 94-153 Waste Management of Illinois - Agency Motion to File Agency Record Instanter (6/10) (CAM)
-
- 94-159 Grimm's Diversified Services - Agency Record and Agency Motion to File Record Instanter (6/13) (GTG)
-
- R81-19 Citizens Utilities Company - Petitioner's Motion to Further Defer Proceedings (6/15) (CAM)
-
- R90-1 (B) Toxic Air Contaminant List: Environmental Effects Agency Status Report in Response to May 19, 1994 Board Order (6/3) (CAM)
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- R90-1 (C) Toxic Air Contaminant List: Reporting Requirement Joint Status Report in Response to May 19, 1994 Board Order (6/6) (CAM)
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MOTIONS: (Cont'd)

R94-2 Regulation of Petroleum UST'S - Illinois Environmental Regulatory Group's Motion to Sever Docket (6/1)(CAM), Agency's Response to Illinois Environmental Regulatory Group's Motion to Sever Docket (6/7), Illinois Environmental Regulatory Group's Motion for Leave to File Reply to Agency's Response to its Motion to Sever Docket (6/17)(JTM)(McF)

DISCUSSIONS:

93-58 L. Keller Oil Properties (JTM)_____

* 94-51) Rodney B. Nelson, III (CAM)(due 7/21)
94-58) City of Geneva_____

* 94-92 USA Waste Services (McF)(due 7/21)

REGULATORY DISCUSSIONS:

R90-26 Foundry & Steel Landfill Amendments, Adopted Rule, (A) Final Order, Opinion and Order (RCF)

R93-29 Regulation of Landscape Waste Compost Facilities (35 Ill. Adm. Code 830 - 832), Proposed Rule, First Notice, Opinion and Order (McF)

R94-4 SDWA Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Adopted Rule, Final Order, Opinion and Order (RCF)

R94-5 UIC Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Proposal for Public Comment (RCF)_____

R94-11 Procedural Rules for Appeals from Office of State Fire Marshal Eligibility/Deductibility Determination, Proposed Rule, First Notice, Opinion and Order (CAM)(McF)(JTM)

AMENDED PETITIONS:

- 94-126 Grayslake Feed Sale, Inc./Outdoor Power Equipment
(filed 6/1) (McF)
-
- 94-137 Robert Schwake Stone Company (filed 6/9) (McF)
-
- 94-162 Chemical Waste Management (filed 6/6) (See
Petitioner's Motion for Consolidation with
PCB 94-169 and 94-170 filed 6/10; Agency Motion for
Extension of Time in Which to File Record and
Motion for Waiver of Requirements filed 6/15) (GTG)
-

NEW CASES:

- 94-150 Angela M. White v. Terry & Billie VanTine and
Schneider National Transport, Inc. (See Respondent
Schneider National Transport's Motion to Dismiss or
in the Alternative for a more Definitive Statement
filed 5/20; Motion to File Instanter Complainant's
Response to Respondent Schneider National
Transport's Motion to Dismiss or in the Alternative
for a more Definitive Statement filed 6/1;
Respondents Terry & Billie VanTine's Motion to
Dismiss Complaint filed 6/10; Complainant's
Response to Respondent VanTine's Motion to Dismiss
Complaint filed 6/13) (ED)
-
- 94-161 Envirite Corporation, d/b/a County Environmental of
Livingston v. EPA (CAM)
-
- 94-163 Richard E. Gaunt, Sr. v. EPA (RCF)
-
- 94-165 Sheehy & Sons Funeral Home v. EPA (CAM)
-
- 94-166 Safety-Kleen Corporation (Elgin Service Center) v.
EPA (GTG)
-
- 94-167 Melrose Partners v. EPA (See Agency Motion to file
Record Instanter filed 6/16) (GTG)
-

NEW CASES: (Cont'd)

- 94-168 Emro Marketing Company v. Office of the State Fire Marshal (ED)
-
- 94-169 Chemical Waste Management, Inc. (Trade Waste Incineration, Permit No. 87100024) v. EPA (See Petitioner's Motion for Consolidation with PCB 94-162 and PCB 94-170 filed 6/10 and Agency Motion for Extension of Time in which to file Record and Motion for Waiver of Requirements filed 6/15) (GTG)
-
- 94-170 Chemical Waste Management, Inc. (Trade Waste Incineration, Permit No. 90020011) v. EPA (See Petitioner's Motion for Consolidation with PCB 94-162 and PCB 94-169 filed 6/10 and Agency Motion for Extension of Time in which to file Record and Motion for Waiver of Requirements filed 6/15) (GTG)
-
- 94-171 Granite City Steel Division, National Steel Corporation v. EPA (See Petitioner's Motion to Stay Proceedings filed 6/6) (CAM)
-
- 94-172 Safety-Kleen Corporation (Pekin Service Center) v. EPA (ED)
-
- 94-173 People of the State of Illinois v. Health O Meter Products, Inc. (See Motion for Relief from Hearing Requirement filed 6/7)
-
- 94-174 People of the State of Illinois v. Feeney Oil Company, Inc.
-
- 94-175 Village of Sauget v. EPA (GTG)
-
- 94-176 ESG Watts, Inc. (Sangamon Valley Landfill) v. EPA (JTM)
-
- 94-177 Burlington Environmental, Inc. v. EPA (See Petitioner's Waiver of Time Limit for Trade Secret Determination filed 6/16)
-
- 94-178 Herrin Security Bank v. Shell Oil Company
-

NEW CASES: (Cont'd)

94-179 Solvent Systems International v. Village of Hampshire

R94-16 15% ROP Plan Control Measures for VOM Emissions - Part III: Air Oxidation and Organic Emissions from Storage and Loading Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219 (SEE DECISIONS AGENDA)

AC APPEALS:

94-31 Montgomery County, Illinois v. Envotech-Illinois, Inc.

NEW AC CASES:

94-34 EPA v. City of Freeport

94-35 County of Jackson v. James Qualls

94-36 Sangamon County v. Edward Combs

94-37 County of Ogle v. City of Rochelle and Rochelle Disposal Service

94-38 EPA v. Ex-Tech Plastics, Inc.

94-39 County of Macon and the Environmental Protection Agency v. Macon County Landfill Corporation

NEW ADJUSTED STANDARDS:

AS 94-9 Petition of the City of Springfield, Illinois, Office of Public Utilities for an Adjusted Standard from 35 Ill. Adm. Code Section 302.208(e), (Petitioner's Certificate of Publication (5/26) (GTG))

NEW ADJUSTED STANDARDS: (Cont'd)

AS 94-11 Petition of Winnebago Reclamation Service, Inc. for
an Adjusted Standard from 35 Ill. Adm. Code Part
811, Sections 811.710(C) and 811.713(c)(1) (ED)

MINUTES:

June 2, 1994 _____

June 6, 1994 (Special Board Meeting) _____