

**ILLINOIS POLLUTION CONTROL BOARD**

**MINUTES OF REGULAR BOARD MEETING  
OCTOBER 6, 1994 CHICAGO, ILLINOIS**

After calling the meeting to order, Chairman Manning noted and welcomed former Board Member, Bill Forcade. Thereafter, Chairman Manning asked the Clerk for a roll call, and all of the Board Members answered present. Board Member Joseph Yi abstained from participating in the decision or discussion of any matter on the Agenda.

An Interim Opinion and Order was adopted in #AS 94-1, Illinois Wood Energy Partners, by a vote of 6-0. Board Member G. Tanner Girard concurred. (CAM)

An Opinion and Order was adopted in #94-145, Pace Suburban Bus, by a vote of 6-0. (JTM)

An Opinion and Order was adopted in #94-211, City of Spring Valley, by a vote of 6-0. (JTM)

Chairman Manning presented a draft Opinion and Order in #94-212, Waste Management of Illinois. A separate vote was taken on the City of Geneva's petition for intervention, which failed to carry by a vote of 3-3. Therefore, the petition was deemed denied for failing to receive the majority vote of the Board. The Opinion and Order was then adopted by a vote of 6-0. Board Members E. Dunham, R.C. Flemal, and G. Tanner Girard concurred. (CAM)

An Opinion and Order accepting the Stipulation and Proposal for Settlement in the amount of \$20,000.00, was adopted in #94-228, People of the State of Illinois v. ABC Rail Products Corporation, by a vote of 6-0. Board Member J. Theodore Meyer concurred.

In R94-14, Categories of Insignificant Activities or Emission Levels at a CAAPP Source, Amendments to 35 Ill. Adm. Code Parts 201 and 211, an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. (ED)

In R94-22, Definition of VOM Update, USEPA Regulations (January 1, 1994 through June 30, 1994), a Proposed Rule, Dismissal Order was adopted by a vote of 6-0. (RCF)

In R94-24, UIC Update, USEPA Regulations (January 1, 1994 through June 30, 1994), a Proposed Rule, Dismissal Order was adopted by a vote of 6-0. (RCF)

In R94-25, RCRA Subtitle D Amendments, a Proposed Rule, Dismissal Order was adopted by a vote of 6-0. (GTG)

In R94-26, UST Update, USEPA Regulations (January 1, 1994 through

June 30, 1994), a Proposed Rule, Dismissal Order was adopted by a vote of 6-0. (MCF)

In R94-28, Pretreatment Update, USEPA Regulations (January 1, 1994 through June 30, 1994), a Proposed Rule, Dismissal Order was adopted by a vote of 6-0. (JTM)

Default Orders were adopted in these Administrative Citations by a vote of 6-0: ##94-69, EPA v. Gallatin National Company; 94-70, County of Madison v. Leroy Beck; 94-72, EPA v. Carl and Mary Lingo; 94-74, County of Vermilion v. Brickyard Disposal and Recycling; 94-75, County of DuPage v. Waste Management of Illinois.

An Order, granting the Complainant's motion to clarify an August 11, 1994 final order, was adopted in #AC 94-41, Gordon McCann, by a vote of 6-0. (ED)

An Order, granting the Respondent's motion to withdraw its petition for review, and unless already paid, directing the Respondent to pay, within 30 days of the date of the Order, a penalty in the amount of \$500.00, was adopted in #AC 94-56, EPA v. Walter J. Griminger, by a vote of 6-0. (JTM)

An Order, granting the Agency's motion for an extension of time until November 25, 1994, to file its recommendation, was adopted in #AS 94-3, Outboard Marine Corporation, by a vote of 6-0. (MCF)

An Order, granting the Agency's motion for leave to file limited copies, was adopted in #86-2, City of LaSalle CSO, by a vote of 6-0. (GTG)

An Order, accepting the status report and reminding the Petitioner that it has a continuing obligation to submit status reports every 90 days, was adopted in #89-177, CWM Chemical Services, by a vote of 6-0. (JTM)

An Order, directing the parties to file a status report on or before October 28, 1994, or the matter will be set for hearing or, alternatively, may be subject to dismissal for want of prosecution, was adopted in #91-94, Safety-Kleen Corporation, by a vote of 6-0. (CAM)

An Order, directing the parties to file a status report with the Board to be received by the Board no later than December 7, 1994, was adopted in #91-200, Borden Chemicals & Plastics, by a vote of 6-0. (GTG)

An Order, granting the Petitioner's motion to extend the stay until June 6, 1995, and directing the Petitioner to file a status report to be received by the Board no later than June 6, 1995, was adopted in #92-165, Reichhold Chemicals, by a vote of 6-0. (ED)

An Order, accepting the status report, and directing the parties to file an updated status report on or before January 13, 1995, was adopted in #92-168, Edwards-Etherton Oil Company, by a vote of 6-0. (CAM)

An Order, accepting the status report and directing the parties to file additional status reports, either jointly or individually, no later than January 5, 1995, which shall include detailed information on the progress of the case, including an anticipated schedule for further action in the case and in the petition for an adjusted standard, was adopted in #92-176, Central Can Company, by a vote of 6-0. (JTM)

An Order, directing the parties to file a status report on or before October 28, 1994, and advising the parties that the matter will be set for hearing or, alternatively, may be subject to dismissal for want of prosecution if the status report is not filed, was adopted in #92-216, U.S. Department of the Army, by a vote of 6-0. (CAM)

By a vote of 6-0, an Order granting the Complainants' motion for reconsideration of its September 1, 1994 Order, and upon reconsideration, the Board reversed its finding of summary judgment in favor of the Respondents, and directed the parties to proceed to hearing on the allegations in the complaint relating to a violation of the Board's nuisance provisions in #93-15, Dorothy and Michael Furlan. (ED)

An Order, directing the parties to submit status reports to be received by the Board and the Hearing officer no later than November 16, 1994, was adopted in #93-45, St. Louis Auto Shredding, by a vote of 6-0. (RCF)

An Order, awarding \$1,300.00 to the Office of the Attorney General of Illinois as compensation for fees and costs incurred by Assistant Attorney General, James L. Morgan, in preparation for hearing, was adopted in #94-1, People of the State of Illinois v. Robert D. Fosnock, d/b/a Fos Auto and Truck Parts, by a vote of 6-0. Board Member J. Theodore Meyer concurred. (CAM)

An Order, denying the Petitioner's motion for reconsideration and clarification of the Board's July 21, 1994 Opinion and Order, was adopted in #94-58, City of Geneva, by a vote of 6-0. (CAM)

An Order, granting the Petitioner's motion to dismiss, was adopted in #94-107, Illico Independent Oil Company, by a vote of 6-0. (JTM)

An Order, 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 #94-143, Basler Electric Company, by a vote of 6-0. (ED)

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

An Order, denying the Respondent's motion to dismiss as untimely filed, was adopted in #94-179, Village of Hampshire, by a vote of 6-0. (JTM)

An Order, granting the Petitioner's motion to dismiss the appeal, was granted in #94-193, First Colonial Bank-Rosemont, by a vote of 6-0. (CAM)

An Order, denying the Petitioner's motion to strike the objections to its petition for variance filed by Steve Rone and J.G. Fidler et al., was adopted in #94-198, Caterpillar, by a vote of 6-0. (RCF)

An Order, granting the Petitioner's motion to voluntarily dismiss, was adopted in #94-210, Violet Miksa, by a vote of 6-0. (CAM)

An Order, granting the Agency's motion to file the record instanter, was adopted in #94-214, Amoco Oil Company, by a vote of 6-0. (ED)

An Order, 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 #94-220, City of Gillespie et al., by a vote of 6-0. (JTM)

An Order, granting the Agency's motion to dismiss for lack of jurisdiction, was adopted in #94-223, J.I. Case Company, by a vote of 6-0. (McF)

An Order, granting the Agency's motion to file the Agency record instanter, was adopted in #94-225, Amoco Oil Company, by a vote of 6-0. (CAM)

An Order, granting the Agency's motion to file the Agency record instanter, was adopted in #94-232, Browning-Ferris Industries, by a vote of 6-0. (CAM)

An Order, granting the Agency's motion to file the Agency record instanter, was adopted in #94-233, Amoco Oil Company, by a vote of 6-0. (Jtm)

An Order, granting the Agency's motion to file the Agency record instanter, was adopted in #94-237, Marathon Oil Company, by a vote of 6-0. (RCF)

An Order, granting the Petitioner's motion to withdraw the appeal, was adopted in #94-241, Crop Production Services, by a vote of 6-0. (ED)

An Order, directing the Petitioner to file a status report on or

before October 17, 1994, and advising the Petitioner that if the status report is not filed, the matter will either be set for hearing, or alternatively, may be subject to dismissal, was adopted in R81-19, Citizens Utilities Company, by a vote of 6-0. (CAM)

These cases were discussed and ordered held to October 20, 1994 for further discussion or possible decision: ##AC 93-42, Norman Clark and Brenda Bertrand; 93-196, TRW, Inc.; 94-138, Continental Waste Industries; 94-177, Burlington Environmental; 94-194, Freeman United Coal Mining.

These regulatory matters were discussed and ordered held to October 20, 1994 for further discussion or possible decision: R94-15, 15% ROP Plan Control Measures for VOM Emissions - Part II marine Vessel Loading: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, Adopted Rule, Final Order, Opinion and Order; R94-16, 15% ROP Plan Control Measure 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, Adopted Rule, Final Order, Opinion and Order; R94-17, RCRA Subtitle C Update USEPA Regulations (January 1, 1994 through June 30, 1994), Adopted Rule, Final Order, Opinion and Order.

In Amended Petitions, these actions were taken by a vote of 6-0: ##94-222, Village of Hoffman Estates, held to October 20, 1994 for further consideration; 94-236, J.R. Meyers Company, accepted for hearing, **Order by E. Dunham.**

In new cases, these actions were taken by a vote of 6-0: ##94-240, International Union, United Automobile, Aerospace and Agricultural Implement Workers of America and UAW Local 974 and Citizens For a Better Environment v. Caterpillar, Inc., Respondent's application for leave to appear Pro Hac Vice was granted, Complainants' motion for additional time to file its response to the Respondent's motion to dismiss was granted until October 12, 1994, and held for duplicitous/frivolous determination, **Order by C.A. Manning**; 94-244, Rodney B. Nelson, M.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman, Kane County Board, Warren Kammerer, Chairman, accepted for hearing, **Order by E. Dunham**; 94-247, Rodney B. Nelson, M.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman and Kane County Cougars, William Larsen, General Manager, Board included Kane County Board, Warren Kammerer, Chairman as a Respondent in the caption of the case, found that the complaint to be frivolous concerning Kammerer, and Kammerer was then dismissed as a party Respondent, and the matter will proceed to hearing with only two Respondents, Kane County Forest Preserve, Bradley Sauer, Chairman and Kane County Cougars, William Larsen, General Manager, **Order by R.C. Flemal**; 94-255, Marion Pepsi Cola v. EPA, accepted for hearing, **Order by E. Dunham**; 94-256, DoAll Company, DoAll Credit Corporation, and The Rams-Head Company v. Mobil Oil Company, Inc., Skokie Valley Asphalt Company, Inc. and Septran, Inc., held for duplicitous/frivolous determination; 94-257, Waste

Professionals, Inc., d/b/a Pekin Metro Landfill v. EPA, Petitioner's motion for relief from filing requirements was denied and held for Agency Recommendation, **Order by E. Dunham**; 94-258, Northern FS, Inc. v. EPA, accepted for hearing, **Order by J. Theodore Meyer**; 94-259, Atkinson Landfill Company, Inc. v. EPA, held for Agency Recommendation; 94-260, People of the State of Illinois v. Components Corporation of America, hearing mandatory; 94-261, Chemetco, Inc. v. EPA, accepted for hearing, **Order**; 94-262, Concerned Citizens of Williamson County, and Rev. Paul Crain and Rose Rowell, as Members of Concerned Citizens of Williamson County, and Individually v. Bill Kibler Development Corporation, a/k/a Kibler Development Corporation, and Williamson County Board of Commissioners, accepted for hearing and additional information requested, **Order**; 94-263, Amoco Oil Company v. EPA, accepted for hearing, **Order**; 94-264, People of the State of Illinois v. First Baptist Church of Marseilles, Illinois, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-265, People of the State of Illinois v. Work Area Protection Corporation, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-266, People of the State of Illinois v. Automatic Anodizing Corporation, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-267, People of the State of Illinois v. Dean Foods Company, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-268, People of the State of Illinois v. American Generator and Armature Company, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-269, People of the State of Illinois v. American Rack Company, Clerk of the Board directed to cause publication of the required newspaper notice of the parties' agreed motion to request relief from the hearing requirement, **Order**; 94-270, People of the State of Illinois v. Spraying Systems Company, hearing mandatory; 94-271, People of the State of Illinois v. National Interchem Corporation, hearing mandatory; 94-272, People of the State of Illinois v. Allied Metal Company, hearing mandatory; 94-273, People of the State of Illinois v. Metals Technology Corporation, hearing mandatory; 94-274, People of the State of Illinois v. Chicago Steel Rule Die and Fabricators Company, hearing mandatory; 94-275, People of the State of Illinois v. Boyd Brothers, Inc., hearing mandatory; 94-276, The City of Batavia v. EPA, held for Agency Recommendation; 94-277, Jerry Gleason Buick, Inc. v. EPA, accepted for hearing, **Order**; 94-278, Reichhold Chemicals, Inc. v. EPA, accepted for hearing, **Order**; 94-279, Inspiration Development Company v. EPA, **held until October 20, 1994 for possible consideration**; 94-280, Charles Gatwood v. EPA, accepted for hearing, **Order**; 94-281, Resourceful Environmental

Ideas v. EPA, held until October 20, 1994 for possible consideration; 94-282, UNO-VEN Company v. EPA, accepted for hearing, Order; 94-283, Koppers Industries, Inc. v. EPA, provisional variance granted, Order by C.A. Manning; R94-22, Exemptions from Definitions of VOM, USEPA Amendments (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also); R94-23, SDWA Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also); R94-24, UIC Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also); R94-25, RCRA Subtitle D Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also); R94-26, UST Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also); R94-27, Contingency Plan Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved; R94-28, Pretreatment (NPDES), USEPA Regulations (January 1, 1994 through June 30, 1994), Docket Reserved (see Decisions Agenda also).

In Administrative Citation Appeal #94-66, County of Macon and EPA v. Macon County Landfill, Corporation, these actions were taken by a vote of 6-0: motions to strike and dismiss were granted, the Complainant's motion to waive the recycled paper rule was denied, the proceedings were dismissed, and the docket was closed. (GTG)

Because Petitions for Review were filed, these Administrative Citations will be set for hearing: ##94-71, EPA v. Atkinson Landfill Company; 94-73, EPA v. Stacy Hess; 94-81, Sangamon County v. ESG Watts, Inc.; 94-82, Sangamon County v. ESG Watts, Inc..

These Administrative Citations were accepted by the Board: ##94-78, EPA v Bill Isaacs; 94-79, EPA v. 4B Realty Developers; 94-80, EPA v. Gallatin National Company; 94-81, Sangamon County v. ESG Watts, Inc., (see AC Appeals Agenda also); 94-82, Sangamon County v. ESG Watts, Inc., (see AC Appeals Agenda also); 94-83, Wayne County Health Department v. Alma D. Kurtz; 94-84, Sangamon County v. Milton Tennant; 94-85, Vermilion County Health Department v. Brickyard Disposal & Recycling; 94-86, County of DuPage v. Herman "Pete" Petersdorf; 94-87, Williamson County Solid Waste Office v. Bill Baize; 94-88, Sangamon County v. City of Springfield; 94-89, EPA v. Joe Perry.

These new Adjusted Standards were held until October 20, 1994 for possible consideration: ##94-14, Petition of the City of Wood River; 94-15, Petition of Lone Star Industries, Inc.

#### ADDENDUM

This regulatory matter was discussed and held until October 20, 1994 for further discussion or possible decision: R94-11, Procedural Rules Revision: Appeals from Office of State Fire Marshal Eligibility/Deductibility Determination, Adopted Rule,

Final Order, Opinion and Order.

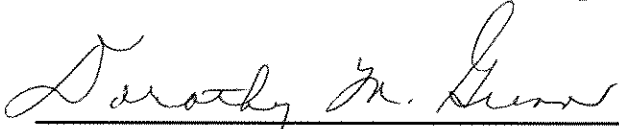
In new cases, these actions were taken by a vote of 6-0: 94-284, Illico Independent Oil Company v. EPA, accepted for hearing, **Order**; 94-285, Metropolitan Water Reclamation District of Greater Chicago v. EPA, provisional variance granted, **Order by C.A. Manning**; 94-86, The UNO-VEN Company v. EPA, provisional variance granted, **Order by C.A. Manning**.

Minutes of the September 1 and September 15, 1994 Board Meetings were approved by a vote of 6-0.

Minutes of the September 28, 1994 Special Board Meeting were approved by a vote of 5-0. Chairman C.A. Manning and Board Member Joseph Yi abstained.

All other matters not disposed of as listed were ordered held until October 20, 1994 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that above Minutes were approved this 20<sup>th</sup> day of October, 1994, by a vote of 5-0.

  
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 Dorothy M. Gunn, Clerk  
 Illinois Pollution Control Board



ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
OCTOBER 6, 1994 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-040  
10:30 A.M.

SECOND ADDENDUM

DISCUSSIONS:

R94-11 Procedural Rules Revision: Appeals from Office of  
State Fire Marshal Eligibility/Deductibility  
Determination, Adopted Rule, Final Order, Opinion  
and Order (CAM) (McF) (JTM) \_\_\_\_\_

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NEW CASES:

94-284 Illico Independent Oil Company v. EPA  
\_\_\_\_\_

94-285 Metropolitan Water Reclamation District of Greater  
Chicago v. EPA (Provisional Variance) (CAM)  
\_\_\_\_\_

94-286 The UNO-VEN Company v. EPA (Provisional Variance)  
(CAM) \_\_\_\_\_

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
OCTOBER 6, 1994 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-040  
10:30 A.M.

ADDENDUM

DISCUSSIONS:

R94-11 Procedural Rules Revision: Appeals from Office of  
State Fire Marshal Eligibility/Deductibility  
Determination, Adopted Rule, Final Order, Opinion  
and Order (CAM) (McF) (JTM) \_\_\_\_\_

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NEW CASES:

94-284 Illico Independent Oil Company v. EPA  
\_\_\_\_\_

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
OCTOBER 6, 1994 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-040  
10:30 A.M.

**DECISIONS:**

AC	91-32 (B)	Rochelle Disposal Service, Inc. and City of Rochelle, Illinois (CAM)	
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AC	92-64 (B)	Rochelle Disposal Service, Inc. and City of Rochelle, Illinois (CAM)	
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	93-58	L. Keller Oil Properties (JTM)	
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AS	94-1	Illinois Wood Energy Partners (CAM)	
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*	94-145	Pace Suburban Bus (JTM) (due)	
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*	94-211	City of Spring Valley (JTM) (due 12/1)	
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*	94-212	Waste Management of Illinois (CAM) (due 12/1)	
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	94-228	People of the State of Illinois v. ABC Rail Products Corporation (Stipulation)	
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R94-14		Categories of Insignificant Activities or Emission Levels at a CAAPP Source, Amendments to 35 Ill. Adm. Code Parts 201 and 211, Adopted Rule, Final Order, Opinion and Order (ED)	
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**\* INDICATES VARIANCE OR PERMIT APPEAL**

**DECISIONS:** (Cont'd)

- R94-22 Definition of VOM Update, USEPA Regulations  
(January 1, 1994 through June 30, 1994), Proposed  
Rule, Dismissal Order (RCF)
- 
- R94-24 UIC Update, USEPA Regulations (January 1, 1994  
through June 30, 1994), Proposed Rule, Dismissal  
Order (RCF)
- 
- R94-25 RCRA Subtitle D Amendments - Proposed Rule,  
Dismissal Order (GTG)
- 
- R94-26 UST Update, USEPA Regulations (January 1, 1994  
through June 30, 1994) - Proposed Rule, Dismissal  
Order (McF)
- 
- R94-28 Pretreatment Update, USEPA Regulations (January 1,  
1994 through June 30, 1994) - Proposed Rule,  
Dismissal Order (JTM)
- 

**AC DEFAULT ORDERS:**

- 94-69 EPA v. Gallatin National Company
- 
- 94-70 County of Madison v. Leroy Beck
- 
- 94-72 EPA v. Carl & Mary Lingo
- 
- 94-74 County of Vermilion v. Brickyard Disposal &  
Recycling
- 
- 94-75 County of DuPage v. Waste Management of Illinois
- 

**MOTIONS:**

- AC 94-41 Gordan McCann - Complainant's Motion to Clarify  
Final Order (9/19) (ED)
-

**MOTIONS: (Cont'd)**

- AC 94-42 Wayne D. Alberts and Sharon Alberts - Respondent's Motion to Vacate Order (9/6), Complainant's Response to Motion to Vacate Order (9/6)
- 
- AC 94-56 Walter J. Griminger - Respondent's Motion to Withdraw Petition for Review (9/26) (JTM)
- 
- AS 94-3 Outboard Marine - Agency Motion for Extension of Time to File Recommendation (9/14) (McF)
- 
- 86-2 City of LaSalle - Agency Response to June 2, 1994 Board Order and Motion for Leave to file Limited Copies (9/21) (GTG)
- 
- 89-177 CWM Chemical Services - Petitioner's Status Report in Response to July 21, 1994 Board Order (9/28) (JTM)
- 
- 90-24 Rock-Ola Manufacturing - Agency Motion for Reconsideration of May 19, 1994 Board Order (6/28) (GTG)
- 
- 91-94 Safety-Kleen Corporation - Status Report Order (CAM)
- 
- 91-200 Borden Chemicals & Plastics - Joint Status Report in Response to July 21, 1994 Board Order (9/30) (GTG)
- 
- 92-165 Reichhold Chemicals - Petitioner's Status Report in Response to January 20, 1994 Board Order and Motion to Extend Stay (9/16) (ED)
- 
- 92-168 Edwards-Etherton Oil Company - Petitioner's Status Report in Response to June 23, 1994 Board Order (9/30) (CAM)
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- 92-176 Central Can Company - Joint Status Report in Response to June 23, 1994 Board Order (9/30) (JTM)
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- 92-216 U.S. Department of the Army - Status Report Order (CAM)
-

**MOTIONS: (Cont'd)**

- 93-15 Dorothy Furlan et al. - Complainants' Letter/Motion to Reconsider Sepember 1, 1994 Board Order (9/12), Respondent's Response to Complainant's Letter/Motion to Reconsider (9/19) (ED)
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- 93-45 St. Louis Auto Shredding - Petitioner's Request for new Status Date (9/21) (RCF)
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- 94-1 Robert D. Fosnock - Supplemental Order of the Board (See Affidavit filed 9/15) (CAM)
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- 94-43 American Tree Service - Motion to File a Limited Appearance and Submit the Statement of Springfield Airport Authority (9/13), Joint Motion for Leave to File Joint Stipulation of Facts Instanter (9/15), Agency Motion for Summary Judgment and Memorandum in Support of Motion for Summary Judgment (9/22) (CAM)
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- 94-58 City of Geneva - Petitioner's Motion for Reconsideration or Clarification and Request for Oral Argument (8/25), Kane County's Motion to File Instanter Kane County's Response to the City of Geneva's Motion for Reconsideration (9/12), Respondent, Waste Management's Response to City of Geneva's Motion for Reconsideration (9/12) (CAM)
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- 94-107 Illico Independent Oil Company - Petitioner's Motion to Dismiss (9/28) (JTM)
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- 94-127 James Lee Watts - Respondents' Motion for Summary Judgment and Memorandum of Law in Support of Motion for Summary Judgment (9/26), Respondents' Motion to Dismiss or in the Alternative Motion for Summary Judgment (9/29), Complainant's Response to Respondents' Motion for Summary Judgment (9/30) (GTG)
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- 94-143 Basler Electric Company - Motion for Relief from Hearing Requirement (10/5) (ED)
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**MOTIONS: (Cont'd)**

- 94-152     Madison Avenue Venture - Petitioner's motion to Dismiss (9/28) (RCF)
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- 94-160     BTL Specialty Resins - Petitioner's Motion to Reconsider August 11, 1994 Board Order (9/15), Petitioner's Motion to Supplement Motion to Reconsider (9/20) (McF)
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- 94-179     Village of Hampshire - Respondent's Motion to Dismiss (8/31) (JTM)
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- 94-193     First Colonial Bank-Rosemont - Petitioner's Motion to Dismiss Appeal (10/3) (CAM)
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- 94-198     Caterpillar, Inc. - Petitioner's Motion to Strike Objections by Rone and Fidler et al. (9/13) (RCF)
- 
- 94-210     Violet Miksa - Petitioner's Motion to Voluntarily Dismiss Petition for Review (9/22) (CAM)
- 
- 94-212     Waste Management of Illinois - City of Geneva's Petition to Intervene and Motion to Incorporate Prior Proceedings without the filing of Copies of the Incorporated Materials (9/13), Petitioner's Response to the City of Geneva's Petition to Intervene and Motion to Incorporate Prior Proceedings without the filing of copies of the Incorporated Materials (9/23), City of Geneva's Motion for Leave to File Reply to the Petitioner's Response to its Motion to Intervene (10/3) (CAM)
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- 94-214     Amoco Oil Company, Plainfield - Agency Motion to File Record Instantly (9/19) (ED)
- 
- 94-220     City of Gillespie et al. - Motion for Relief from Hearing Requirement (9/16) (JTM)
- 
- 94-223     J. I. Case Company - Agency Motion to Dismiss (8/25), Petitioner's Response to Motion to Dismiss (9/12) (McF)
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**MOTIONS:** (Cont'd)

- 94-225 Amoco Oil Company - Agency Motion to File Record  
(Instanter (9/16) (CAM))
- 
- 94-232 Browning-Ferris Industries - Agency Motion to File  
Record Instanter (9/29) (CAM)
- 
- 94-233 Amoco Oil Company - Agency Motion to File Record  
Instanter (9/30) (JTM)
- 
- 94-237 Marathon Oil Company - Agency Motion to File  
Record Instanter (9/26) (RCF)
- 
- 94-241 Crop Production Services - Petitioner's Motion to  
Withdraw the Appeal (9/26) (ED)
- 
- R81-19 Citizens Utilities Company - Status Report Order  
(CAM)
- 

**DISCUSSIONS:**

- AC 93-42 Norman Clark and Brenda Bertrand (GTG)
- 
- \* 94-138 Continental Waste Industries (ED) (due 10/20)
- 
- \* 94-177 Burlington Environmental (See also Petitioner's  
Renewal of Request for an Expedited Decision filed  
9/26) (ED) (due 11/3)
- 
- \* 94-194 Freeman United Coal Mining (GTG) (due 11/3)
- 
- \* 94-196 TRW, Inc. (JTM) (due 10/20)
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**REGULATORY DISCUSSIONS:**

- R94-15 15% ROP Plan Control Measures for VOM Emissions-  
Part II Marine Vessel Loading: Amendments to 35  
Ill. Adm. Code Parts 211, 218 and 219, Adopted  
Rule, Final Order, Opinion and Order (GTG)
- 
- 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,  
Adopted Rule, Final Order, Opinion and Order (ED)
- 
- R94-17 RCRA Subtitle C Update, USEPA Regulations (January  
1, 1994 through June 30, 1994), Adopted Rule,  
Final Order, Opinion and Order (ED)
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**AMENDED PETITIONS:**

- 94-222 Village of Hoffman Estates (filed 9/30) (CAM)
- 
- 94-236 J.R. Meyers Company (filed 10/3) (ED)
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**NEW CASES:**

- 94-240 International Union, United Automobile, Aerospace  
and Agricultural Implement Workers of America and  
UAW Local 974; and Citizens For a Better  
Environment v. Caterpillar, Inc. (See Respondent's  
Motion to Dismiss filed 9/20; Respondent's  
Application for Leave to Appear Pro Hac Vice filed  
9/27; Complainants' Motion for Additional Time  
filed 9/27) (CAM)
- 
- 94-244 Rodney B. Nelson, M. D. v. Kane County Forest  
Preserve, Bradley Sauer, Chairman, Kane County  
Board, Warren Kammerer, Chairman (ED)
-

**NEW CASES: (Cont'd)**

- 94-247 Rodney B. Nelson, M.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman and Kane County Cougars, William Larsen, General Manager (RCF)
- 
- 94-255 Marion Pepsi Cola v. EPA (ED)
- 
- 94-256 DoAll Company, DoAll Credit Corporation, and The Rams-Head Company v. Mobil Oil Company, Inc., Skokie Valley Asphalt Company, Inc. and Septran, Inc. (MCF)
- 
- 94-257 Waste Professionals, Inc., d/b/a Pekin Metro Landfill v. EPA (**See Petitioner's Motion for Relief from Filing Requirements of 35 Ill. Adm. Code 101.103(b) and 104.120 filed 9/22**) (ED)
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- 94-258 Northern FS, Inc. v. EPA (JTM)
- 
- 94-259 Atkinson Landfill Company, Inc. v. EPA (RCF)
- 
- 94-260 People of the State of Illinois v. Components Corporation of America (ED)
- 
- 94-261 Chemetco, Inc. v. EPA (MCF)
- 
- 94-262 Concerned Citizens of Williamson County, and Rev. Paul Crain and Rose Rowell, as Members of Concerned Citizens of Williamson County, and Individually v. Bill Kibler Development Corporation, a/k/a Kibler Development Corporation, and Williamson County Board of Commissioners (GTG)
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- 94-263 Amoco Oil Company v. EPA (CAM)
- 
- 94-264 People of the State of Illinois v. First Baptist Church of Marseilles, Illinois (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/26**)
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**NEW CASES:** (Cont'd)

- 94-265 People of the State of Illinois v. Work Area Protection Corporation (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/27**)
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- 94-266 People of the State of Illinois v. Automatic Anodizing Corporation (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/27**)
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- 94-267 People of the State of Illinois v. Dean Foods Company (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/27**)
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- 94-268 People of the State of Illinois v. American Generator and Armature Company (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/27**)
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- 94-269 People of the State of Illinois v. American Rack Company (**See Agreed Motion to Request Relief from Hearing Requirement filed 9/27**)
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- 94-270 People of the State of Illinois v. Spraying Systems Company\_\_\_\_\_
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- 94-271 People of the State of Illinois v. National Interchem Corporation\_\_\_\_\_
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- 94-272 People of the State of Illinois v. Allied Metal Company\_\_\_\_\_
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- 94-273 People of the State of Illinois v. Metals Technology Corporation\_\_\_\_\_
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- 94-274 People of the State of Illinois v. Chicago Steel Rule Die and Fabricators Company
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- 94-275 People of the State of Illinois v. Boyd Brothers, Inc.\_\_\_\_\_
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- 94-276 The City of Batavia v. EPA (GTG)
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**NEW CASES: (Cont'd)**

- 94-277 Jerry Gleason Buick, Inc. v. EPA  
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- 94-278 Reichhold Chemicals, Inc. v. EPA  
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- 94-279 Inspiration Development Company v. EPA  
\_\_\_\_\_
- 94-280 Charles Gatwood v. EPA  
\_\_\_\_\_
- 94-281 Resourceful Environmental Ideas v. EPA  
\_\_\_\_\_
- 94-282 UNO-VEN Company v. EPA  
\_\_\_\_\_
- 94-283 Koppers Industries, Inc. v. EPA (Provisional  
Variance) (CAM) \_\_\_\_\_
- R94-22 Exemptions from Definitions of VOM, USEPA  
Amendments (January 1, 1994 through June 30, 1994)  
**(DOCKET RESERVED) (SEE DECISIONS AGENDA ALSO) (RCF)**
- R94-23 SDWA Update, USEPA Regulations (January 1, 1994  
through June 30, 1994) **(DOCKET RESERVED) (RCF)**
- R94-24 UIC Update, USEPA Regulations (January 1, 1994  
through June 30, 1994) **(DOCKET RESERVED) (SEE  
DECISIONS AGENDA ALSO) (RCF)**
- R94-25 RCRA Subtitle D Update, USEPA Regulations (January  
1, 1994 through June 30, 1994) **(DOCKET RESERVED)  
(SEE DECISIONS AGENDA ALSO) (GTG)**
- R94-26 UST Update, USEPA Regulations (January 1, 1994  
through June 30, 1994) **(DOCKET RESERVED) (SEE  
DECISIONS AGENDA ALSO) (McF)**
- R94-27 Contingency Plan Update, USEPA Regulations  
(January 1, 1994 through June 30, 1994) **(DOCKET  
RESERVED) (CAM)**
- R94-28 Pretreatment (NPDES), USEPA Regulations (January  
1, 1994 through June 30, 1994) **(DOCKET RESERVED)  
(SEE DECISIONS AGENDA ALSO) (JTM)**

**NEW AC CASES:** (Cont'd)

94-88 Sangamon County v. City of Springfield

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94-89 EPA v. Joe Perry

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**NEW ADJUSTED STANDARDS:**

94-14 Petition of the City of Wood River

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94-15 Petition of Lone Star Industries, Inc. (See  
Petitioner's Motion to be Relieved of Compliance  
with 35 Ill. Adm. Code Section 101.106 filed 10/4)

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**MINUTES:**

September 1, 1994

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September 15, 1994

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September 28, 1994 (Special Board Meeting)

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