

ILLINOIS POLLUTION CONTROL BOARD

**MINUTES OF REGULAR BOARD MEETING
SEPTEMBER 15, 1994 CHICAGO, ILLINOIS**

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

An Opinion and Order was adopted in #93-145, People of the State of Illinois v. Monarch Asphalt Company, by a vote of 6-0. Board Member J. Theodore Meyer concurred.

An Opinion and Order was adopted in #94-1, Robert Fosnock, d/b/a Fos Auto & Truck Parts, by a vote of 6-0. Board Member J. Theodore Meyer concurred. (CAM)

An Interim Opinion and Order was adopted in #AC 94-16, Leroy Donley and Donley, Inc., by a vote of 6-0. (RCF)

An Opinion and Order was adopted in #94-155, Cabot Corporation, by a vote of 6-0. (JTM)

A Dismissal Order was adopted in #94-165, Robert J. Sheehy & Sons, by a vote of 6-0. (CAM)

In R93-29, Regulation of Landscape Waste Compost Facilities, 35 Ill. Adm. Code 830 - 832, a Proposed Rule, Second Notice, Proposed Opinion and Order, was adopted by a vote of 5-1. Board Member J. Theodore Meyer dissented. (McF)

In R94-1, Amendments to 35 Ill. Adm. Code 302.202, 302.208, 302.212, 302.213, 302.407, 304.122, and 304.301 (Ammonia Nitrogen, Lead and Mercury), a Proposed Rule, First Notice, Opinion and Order was adopted by a vote of 6-0. (RCF)

In R94-2(A), Regulation of Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732, an Adopted Rule, Final order, Opinion and Order was adopted by a vote of 6-0. (CAM) (JTM) (McF)

In R94-11, Procedural Rules for Appeals from Office of State Fire Marshal Eligibility/Deductibility Determination, a Proposed Rule, Second Notice, Opinion and Order was adopted by a vote of 6-0. (CAM) (McF) (JTM)

In R94-12, 15% ROP Plan Control Measures for VOM Emissions - Part I: Pressure/Vacuum Relief Valves and 7.2 RVP: Amendments to 35 Ill. Adm. Code Parts 201, 211, 218, and 219, an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. (RCF)

In 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, a Proposed Rule, Second Notice, Proposed Opinion and Order was adopted by a vote of 6-0. (GTG)

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, Second Notice, Opinion and Order was adopted by a vote of 6-0. (ED)

In R94-21, 15% ROP Plan Control Measures for VOM Emissions - Part IV: Tightening Surface Coating Standards; Surface Coating of Automotive/Transportation and Business Machine Plastic Parts; Wood Furniture Coating; Reactor Processes and Distillation Operation Processes in SOCM and Bakery Ovens: 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. (GTG)

Default Orders were adopted in these Administrative Citations by a vote of 6-0: #94-63, Sangamon County v. Halverson Construction Company; 94-64, EPA v. John Hunt; 94-65, EPA v. Thomas J. Martin; 94-67, EPA v. Kirk Dana.

An Order directing the parties to submit status reports to be received by the Board on or before November 30, 1994, was adopted in #AS 90-5, R. Lavin & Sons, Inc., by a vote of 6-0. (RCF)

An Order granting the Petitioner's motion for stay until December 1, 1994, and directing the Petitioner to file a status report on or before November 17, 1994, was adopted in #AS 91-8, Reynolds Metal Company, by a vote of 6-0. (CAM)

An Order granting the parties motion for stay until December 15, 1994, and directing the parties to file an updated status report on or before December 9, 1994, was adopted in #AS 92-1, Stiffel Company, by a vote of 6-0. (CAM)

An Order granting the joint motion for stay until November 3, 1994, and directing the parties to file status reports, either jointly or separately, no later than October 28, 1994, which shall include detailed information on the progress of an anticipated rulemaking to be submitted by the Agency, was adopted in #AS 94-5, Abbott Laboratories, by a vote of 6-0. (JTM)

An Order granting the joint motion for stay until November 3, 1994, and directing the parties to file status reports, either jointly or separately, no later than October 28, 1994, was adopted in #AS 94-6, Hydrosol, Inc., by a vote of 6-0. (JTM)

An Order granting the Petitioner's motion for an extension of time until October 6, 1994 to file its response to the Agency's motion for reconsideration, was adopted in #90-24, Rock-Ola Manufacturing

Corporation, by a vote of 6-0. (GTG)

An Order granting the parties' joint motion to file instanter, accepting the status report, and directing the parties to file an updated status report on or before January 6, 1995, was adopted in #91-87, Olin Corporation, by a vote of 6-0. (CAM)

An Order directing the parties to file status reports to be received by the Board on or before November 30, 1994, was adopted in #91-139, R. Lavin & Sons, Inc., by a vote of 6-0. (RCF)

An Order directing the parties to file status reports with the Board on or before October 15, 1994, was adopted in #91-202, Sherex Chemical Company, by a vote of 6-0. (ED)

An Order accepting the status report, advising the parties that the matter will be set for hearing at the Board's October 6, 1994 Board meeting unless an extension of the decision due date is received prior to the above date, but noting that if a waiver of the decision due date is received prior to the above date, the Board will re-establish a status report schedule, was adopted in #91-207, Olin Corporation et al., by a vote of 6-0. (CAM)

An Order granting the Complainant's motion to voluntarily dismiss, was adopted in #92-33, Erich J. Mandel, by a vote of 6-0. (CAM)

An Order remanding the case to the Agency to determine the applicable deductible and reasonableness of costs, and closing the docket, was adopted in #92-123, Chemrex, by a vote of 6-0. (GTG)

An Order construing a letter filed by the Complainants' on September 12, 1994, as a motion for reconsideration of the Board's September 1, 1994 Order, and advising the Complainant's that the Board will not rule on the motion for reconsideration until after the time for a response from the Respondent has expired, was adopted in #93-15, Dorothy and Michael Furlan, by a vote of 6-0. (ED)

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 #93-16, Beloit Corporation, by a vote of 6-0. (GTG)

An Order referring the matter to the Hearing Officer to proceed in accordance with the existing time schedule, and advising the Petitioner that if an appropriate waiver of the decision deadline is submitted, the parties may request a new status report schedule at that time, was adopted in #93-45, St. Louis Auto Shredding, by a vote of 6-0. (RCF)

An Opinion and Order granting the Petitioner's motion for summary judgment and remanding the proceeding to the Agency for

determination of deductibility and cost determinations, was adopted in #93-79, Pace Suburban Bus Division of RTA, by a vote of 6-0. (GTG)

By a vote of 6-0, the Board granted the Petitioner's motion for reconsideration, and upon reconsideration, vacated its prior July 21, 1994 Order, and directed the parties to file all briefs by October 6, 1994, absent an additional waiver of the decision due date in #93-128, National Coatings. (GTG)

An Order granting the Petitioner's motion to voluntarily withdraw, was adopted in #93-136, Safety-Kleen Corporation (Caseyville Service/Accumulation Center), by a vote of 6-0. (GTG)

An Order accepting the status report, and directing the Petitioner and the Agency to file status report, or a joint status report, if preferred, no later than October 28, 1994, in the event the matter has not already been resolved or dismissed, was adopted in #93-137, Safety-Kleen Corporation (Caseyville Facility), by a vote of 6-0. (ED)

An Order accepting the status report, and directing the Petitioner and the Agency to file status reports, or a joint status report, if preferred, no later than October 28, 1994, was adopted in #93-138, Safety-Kleen Corporation (Urbana Facility), by a vote of 6-0. (ED)

An Order accepting the status report, and directing the Petitioner and the Agency to file status reports, or a joint status report, if preferred, no later than October 28, 1994, in the event that the matter has not already been resolved, was adopted in #93-228, Safety-Kleen Corporation, by a vote of 6-0. (RCF)

Petitioner's motion to clarify the record and the Agency's objection and motion to strike the Petitioner's motion to clarify the record will be taken with the case-in-chief in #94-145, Pace Suburban Bus.

An Order accepting the Complainant's response to Respondent, Schneider Transport's motion to decide the proceedings on the merits instant, denying Schneider Transport's motion to be dismissed as a party to the complaint, and directing all parties to be present or represented at the hearing scheduled for September 30, 1994, was adopted in #94-150, Angela M. White, by a vote of 6-0. (ED)

An Order granting the Petitioner's voluntary motion to dismiss its petition for review, was adopted in #94-159, Grimm's Diversified Service Corporation, by a vote of 6-0. (GTG)

An Order granting the Petitioner's motion to clarify, was adopted

in #94-195, Land and Lakes Company et al., by a vote of 6-0.
(JTM)

An Order denying the Petitioner's motion for an expedited decision as moot, and accepting the matter for hearing due to an objection to the petition being filed, was adopted in #94-220, Illinois Landfill, Inc., by a vote of 6-0. (McF)

An Order granting the Agency's motion to file the record instant, was adopted in #94-216, Amoco Oil Company, by a vote of 6-0.
(McF)

An Order granting the Petitioner's motion for an extension of time until September 12, 1994 to file its response to the Agency's motion to dismiss, was adopted in #94-223, J.I. Case Company, by a vote of 6-0. (McF)

An Order denying the Illinois Environmental Regulatory Group's motion for continuance, was adopted in R92-8, Water Toxics and Bioaccumulation, by a vote of 5-1. Board Member E. Dunham dissented. (RCF)

These cases were discussed and ordered held to October 6, 1994 for further discussion or possible decision: ##AS 94-1, Illinois Wood Energy Partners; 94-145, Pace Suburban Bus.

This regulatory matter was discussed and ordered held to October 6, 1994 for further discussion or possible decision: 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.

In new cases these actions were taken by a vote of 6-0: ##94-229, Village of Creve Coeur, accepted for hearing, **Order by R.C. Flemal**; 94-230, Bargain Auto Rental, Inc./Budget Rent a Car v. Office of the State Fire Marshal, accepted for hearing, **Order by C.A. Manning**; 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., **ordered held to October 6, 1994 Board Meeting**; 94-241, Crop Production Service, Inc. v. EPA, accepted for hearing, **Order by E. Dunham**; 94-242, People of the State of Illinois v. Central Lake County Joint Action Water Agency, Clerk of the Board directed to cause publication of the required newspaper notice of the parties agreed motion for relief from the hearing requirement, **Order**; 94-243, ESG Watts, Inc. (Taylor Ridge Landfill) v. EPA, accepted for hearing, **Order by J. Theodore Meyer**; 94-244, Rodney B. Nelson, m.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman, Kane County Board, Warren Kammerer, Chairman, **held for duplicitous/frivolous determination**; 94-245, People of the State of Illinois v. Klueter Brothers Concrete Products, Inc., **hearing mandatory**; 94-246, People of the State of Illinois v. Odum Concrete Products, Inc., **hearing**

mandatory; 94-247, Rodney B. Nelson, M.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman and Kane County Cougars, William Larsen, General Manager, **held for duplicitous/frivolous determination;** 94-248, People of the State of Illinois v. Comerica Bank, Clerk of the Board directed to cause publication of the required notice of the parties agreed motion for relief from the hearing requirement, **Order;** 94-249, People of the State of Illinois v. Village of Rock City, Clerk of the Board directed to cause publication of the required newspaper notice of the parties agreed motion for relief from the hearing requirement, **Order;** 94-250, William Bartz v. EPA, accepted for hearing, **Order;** R94-21, 15% ROP Plan Control Measures for VOM Emissions - Part IV: Tightening Surface Coating Standards; Surface Coating of Automotive/Transportation and Business Machine Plastic Parts; Wood Furniture Coating; Rector Processes and Distillation Operation Processes in SOCM; and Bakery Ovens: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, **SEE DECISIONS AGENDA.**

Administrative Citation Appeal #94-66, County of Macon and EPA v. Macon County Landfill, Corporation, was ordered held until October 6, 1994.

This Administrative Citation was accepted by the Board: #94-77, EPA v. Robert L. Best.

ADDENDUM

An Order granting the joint motion for a further extension of time until October 7, 1994 to file its response to the Petitioner's amended petition, was adopted in #AS 91-13, City of Rock Island, by a vote of 6-0. (RCF)

In new cases these actions were taken by a vote of 6-0: ##94-251, City of Waterloo v. EPA, provisional variance granted, **Order by C.A. Manning;** 94-252, Citizens Utilities Company of Illinois v. EPA, provisional variance granted, **Order by C.A. Manning;** 94-253, Austeel Lemont Company, Inc. v. EPA, provisional variance granted, **order by C.A. Manning;** 94-254, City of Knoxville v. EPA, provisional variance granted, **Order by C.A. Manning.**

All other matters not disposed of as listed were ordered held until October 6, 1994 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 6th day of October, 1994, by a vote of 6-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
SEPTEMBER 15, 1994 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

ADDENDUM

MOTIONS:

- AS 91-13 City of Rock Island - Joint Motion for Further
Extension of Time to File Agency Response (9/14)
(RCF)
-
- R92-8 Water Toxics and Bioaccumulation - Agency Response
to Illinois Environmental Regulatory Group's
Motion for Continuance (9/14), Illinois Fertilizer
and Chemical Association's Statement in Support of
IERG's Motion for Continuance (9/14), Chemical
Industry Council of Illinois' Motion in Support of
IERG's Motion for Continuance (9/14), Illinois
Chapter of the Sierra Club et al.'s Opposition to
IERG's Motion for Continuance (9/14), Illinois
Steel Group's Motion for Leave to Join IERG's
Motion for Continuance (9/14) (RCF)
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NEW CASES:

- 94-251 City of Waterloo v. EPA (Provisional Variance)
-
- 94-252 Citizens Utilities Company of Illinois v. EPA
(Provisional Variance)
-
- 94-253 Austeel Lemont Company, Inc. v. EPA (Provisional
Variance)
-
- 94-254 City of Knoxville v. EPA (Provisional Variance)
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**ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
SEPTEMBER 15, 1994 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.**

DECISIONS:

AC	93-42	Norman Clark (McF)_____
	93-145	People of the State of Illinois v. Monarch Asphalt Company (Stipulation)_____
	94-1	Robert Fosnock, d/b/a Fos Auto & Truck Parts (CAM)_____
AC	94-16	Leroy Donley and Donley, Inc., Interim Opinion and Order (RCF)_____
*	94-155	Cabot Corporation (JTM) (due)_____
*	94-165	Robert J. Sheehy & Sons (CAM) (due)_____
*	94-212	Waste Management of Illinois (CAM) (due 12/1)_____
	R93-29	Regulation of Landscape Waste Compost Facilities, 35 Ill. Adm. Code 830-832, Proposed Rule, Second Notice, Proposed Opinion and Order (McF)_____
	R94-1	Amendments to 35 Ill. Adm. Code 302.202, 302.208, 302.212, 302.213, 302.407, 304.122, and 304.301 (Ammonia Nitrogen, Lead and Mercury), Proposed Rule, First Notice, Opinion and Order (ED) (CAM) (RCF)_____
	R94-2 (A)	Regulation of Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732, Adopted Rule, Final Order, Opinion and Order (CAM) (JTM) (McF)_____

* INDICATES VARIANCE OR PERMIT APPEAL

DECISIONS: (Cont'd)

- R94-11 Procedural Rules for Appeals from Office of State Fire Marshal Eligibility/Deductibility Determination, Proposed Rule, Second Notice, Opinion and Order (CAM) (McF) (JTM)
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- R94-12 15% ROP Plan Control Measures for VOM Emissions- Part I: Pressure/Vacuum Relief Valves and 7.2 RVP: Amendments to 35 Ill. Adm. Code Parts 201, 211, 218, and 219, Adopted Rule, Final Order, Opinion and Order (RCF)
-
- 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, Proposed Rule, Second Notice, Proposed 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, Proposed Rule, Second Notice, Opinion and Order (ED)
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- R94-21 15% ROP Plan Control Measures for VOM Emissions - Part IV: Tightening Surface Coating Standards; Surface Coating of Automotive/Transportation and Business Machine Plastic Parts; Wood Furniture Coating; Reactor Processes and Distillation Operation Processes in SOCM; and Bakery Ovens; Amendments to 35 Ill. Adm. Code Parts 211, 218 and 219, Proposed Rule, First Notice, Opinion and Order (GTG)
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AC DEFAULT ORDERS:

- 94-63 Sangamon County v. Halverson Construction Company
(See Complainant's Motion and Stipulation Agreement filed 9/9)
-
- 94-64 EPA v. John Hunt
-
- 94-65 EPA v. Thomas J. Martin
-

AC DEFAULT ORDERS : (Cont'd)94-67 EPA v. Kirk Dana

MOTIONS:

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)

AS 90-5 R. Lavin & Sons, Inc. - Agency's Status Report (8/31); Petitioner's Status Report in response to June 23, 1994 Board Order (8/31) (RCF)

AS 91-8 Reynolds Metals Company - Petitioner's Status Report (9/8) (CAM)

AS 92-1 Stiffel Company - Joint Status Report in response to March 17, 1994 Board Order (9/9) (CAM)

AS 94-5 Abbott Laboratories - Joint Status Report in Response to June 2, 1994 Board Order and Request for Extension of Stay (9/6) (JTM)

AS 94-6 Hydrosol, Inc. - Joint Status Report in Response to June 2, 1994 Board Order and Request for Extension of Stay 9/6) (JTM)

90-24 Rock-Ola Manufacturing - Agency Motion for Reconsideration of May 19, 1994 Board Order (6/28); Petitioner's Agreed Motion to Extend the Briefing Schedule (9/2) (GTG)

90-31 R. Lavin & Sons, Inc. - Agency's Status Report in Response to June 23, 1994 Board Order (8/31); Petitioner's Status Report in Response to June 23, 1994 Board Order (8/31) (RCF)

91-87 Olin Corporation - Petitioner's Motion to File Instantner (8/30); Joint Status Report in Response to April 21, 1994 Board Order (8/30) (CAM)

MOTIONS: (Cont'd)

- 91-139 R. Lavin & Sons, Inc. - Agency's Status Report in Response to June 23, 1994 Board Order (8/31);
Petitioner's Status Report in Response to June 23, 1994 Board Order (RCF)
-
- 91-207 Olin Corporation et al. - Joint Status Report in Response to April 21, 1994 Board Order (8/29) (CAM)
-
- 91-202 Sherex Chemical Company - Board Order (ED)
-
- 92-33 Erich J. Mandal - Complainant's Motion to Voluntarily Dismiss Without Prejudice (8/24) (CAM)
-
- 92-123 Chemrex, Inc. - Joint Status Report in Response to August 11, 1994 Board Order (9/8) (GTG)
-
- 93-15 Furlan et al. - Complainant's letter/motion to reconsider (9/12) (ED)
-
- 93-16 Beloit Corporation - Joint Status Report in Response to June 23, 1994 Board Order (9/9) (GTG)
-
- 93-45 St. Louis Auto Shredding - Petitioner and Respondent's Status Report in Response to August 11, 1994 Board Order and Request for New Status Date (9/12) (RCF)
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- 93-79 Pace Suburban Bus Division - Petitioner's Motion for Summary Judgment and Memorandum in Support (7/29), Agency Motion for Summary Judgment (8/1), Petitioner's Response in Opposition to the Agency's Motion for Summary Judgment (8/12), Agency's Response to the Petitioner's Motion for Summary Judgment (8/16), Agency's Reply to Petitioner's Response in Opposition to the Agency's Motion for Summary Judgment (8/29) (GTG)
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- 93-128 National Coatings, Inc. - Petitioner's Motion to Reconsider July 21, 1994 Board Order (8/29) (GTG)
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MOTIONS: (Cont'd)

- 93-136 Safety-Kleen Corp. - Petitioner's Motion to Voluntarily Withdraw (9/6) (GTG)
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- 93-137 Safety-Kleen Corp. - Petitioner's Status Report in Response to July 21, 1994 Board Order (9/6) (ED)
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- 93-138 Safety-Kleen Corp. - Petitioner's Status Report in Response to July 21, 1994 Board Order (9/2) (ED)
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- 93-228 Safety-Kleen Corp. - Petitioner's Status Report in Response to July 21, 1994 Board Order (9/6) (RCF)
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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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- 94-145 Pace Suburban Bus - Petitioner's Motion to Clarify the Record (8/11), Agency's Objection and Motion to Strike the Petitioner's Motion to Clarify the Record (9/1), Petitioner's Response to the Agency's Motion to Strike Petitioner's Motion to Clarify the Record (9/8) (JTM)
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- 94-150 Angela M. White - Respondents' Motion to Decide Proceeding on the Merits (8/29), Complainant's Response to Motion to Decide Proceeding on the Merits (9/9) (ED)
-
- 94-159 Grimm's Diversified Service Corp. - Petitioner's Voluntary Motion to Dismiss Petition for Review (9/6) (GTG)
-
- 94-179 Village of Hampshire - Respondent's Motion to Dismiss (8/31) (JTM)
-
- 94-195 Land and Lakes Company, et al. - Petitioners' Motion for Clarification and/or Reconsideration (8/30) (JTM)
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MOTIONS: (Cont'd)

- 94-200 Illinois Landfill, Inc. - Petitioner's Motion for Expedited Decision (8/26), Objection to Petition for Variance (9/2) (McF) _____
- 94-216 Amoco Oil Company - Agency Motion to File Record Instanter (9/1) (McF) _____
- 94-223 J. I. Case Company - Agency Motion to Dismiss (8/25), Petitioner's Motion for an Extension of Time to Respond to the Motion to Dismiss (8/31), Petitioner's Response to Motion to Dismiss (9/12) (McF) _____
- R92-8 Water Toxics and Bioaccumulation - IERG's Motion for Continuance (9/9) (RCF) _____

DISCUSSIONS:

- AS 94-1 Illinois Wood Energy Partners (CAM) _____
- * 94-145 Pace Suburban Bus (JTM) (Due 10/6) (**See Motions**) _____

REGULATORY DISCUSSIONS:

- 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) _____

NEW CASES:

- 94-229 Village of Creve Coeur v. EPA (RCF) _____
- 94-230 Bargain Auto Rental, Inc./Budget Rent a Car v. Office of the State Fire Marshal (CAM) _____

NEW CASES: (Cont'd)

- 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. (CAM)
-
- 94-241 Crop Production Service, Inc. v. EPA (ED)
-
- 94-242 People of the State of Illinois v. Central Lake County Joint Action Water Agency (**See Agreed Motion for Relief from Hearing Requirement filed 9/2**)
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- 94-243 ESG Watts, Inc. (Taylor Ridge Landfill) v. IEPA (**See Amended Petition filed 9/9**) (JTM)
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- 94-244 Rodney B. Nelson, M. D. v. Kane County Forest Preserve, Bradley Sauer, Chairman, Kane County Board, Warren Kammerer, Chairman (ED)
-
- 94-245 People of the State of Illinois v. Klueter Brothers Concrete Products, Inc. (McF)
-
- 94-246 People of the State of Illinois v. Odum Concrete Products, Inc. (CAM)
-
- 94-247 Rodney B. Nelson, M.D. v. Kane County Forest Preserve, Bradley Sauer, Chairman and Kane County Cougars, William Larsen, General Manager (RCF)
-
- 94-248 People of the State of Illinois v. Comerica Bank (**See Agreed Motion for Relief from Hearing Requirement filed 9/9**)
-
- 94-249 People of the State of Illinois v. Village of Rock City (**See Agreed Motion for Relief from Hearing Requirement filed 9/9**)
-
- 94-250 William Bartz v. EPA
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NEW CASES: (Cont'd)

R94-21 In the Matter of: 15% ROP Plan Control Measures for VOM Emissions - Part IV: Tightening Surface Coating Standards; Surface Coating of Automotive/Transportation and Business Machine Plastic Parts; Wood Furniture Coating; Reactor Processes and Distillation Operation Processes in SOCM; and Bakery Ovens: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219 (GTG) (**SEE DECISIONS**)

AC APPEALS:

94-66 County of Macon and IEPA v. Macon County Landfill, Corp. (See affirmative defenses including Motions to Strike and Dismiss, Complainant's Motion to Waive Recycled Paper Rule (8/29), Response of County of Macon and IEPA to Affirmative Defenses Asserted by Respondent in Its Petition for Review (9/7), Respondent's Objection to Motion to Waive Recycled Paper Rule (9/9)) (GTG)

NEW AC CASES:

94-77 EPA v. Robert L. Best _____