

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING SEPTEMBER 7, 1995 CHICAGO, ILLINOIS

After calling the meeting to order, Chairman Manning welcomed members of the public, staff members, and Karla Wargo and Dana Marinacci, two members of the Bureau of the Budget. Thereafter, the Clerk was asked for a role call and all Board Members answered present.

Minutes of the August 3, 1995 Board Meeting were approved by a vote of 5-0. R.C. Flemal and M. McFawn abstained.

Minutes of the August 24, 1995 Board Meeting were approved by a vote of 7-0.

In R95-11, Special Waste Hauling Vehicle Numbers: Amendment to 35 Ill. Adm. Code 809.401, a Proposed Rule, First Notice, Opinion and Order was adopted by a vote of 7-0. (CAM)

In R95-12, Clean Fuel Fleet Program: Proposed 35 Ill. Adm. Code Part 241, an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 7-0. (JY)

An Order accepting the petitioner's petition for modification and reissuance of an adjusted standard filed in docket #AS 92-8, as a new filing, docketing the petition for modification and reissuance of an adjusted standard under docket #AS 96-3, requesting the petitioner to provide no later than October 23, 1995, additional information as well as the required \$75.00 filing fee, or the docket will be closed, advising the petitioner that any information it intends to rely upon from #AS 92-8, must be filed in accordance with the Board's incorporation procedures, and further advising the petitioner that the Board will not rule on its motion for stay until the petition is complete, was adopted in ##AS 92-8, - 96-3, Petition of Cabot Corporation for an Adjusted Standard from 35 Ill. adm. Code 738, Subpart B, by a vote of 7-0. (RCF)

An Order treating the Agency's motion to modify the Board's final order as a motion for reconsideration, and upon reconsideration, adopting the Agency's proposed changes to the final opinion, and noting that the proposed changes will only affect the language of the July 20, 1995 opinion, and will not affect the language of the July 20, 1995 final order, was adopted in #AS 94-2, Joint Petition of Solar Corporation and the Illinois Environmental Protection Agency for an Adjusted Standard from 35 Ill. Adm. Code 218, Subpart PP, by a vote of 7-0. (MCF)

An Order granting the joint motion for stay until November 6, 1995, and directing the parties to file status reports, either jointly or separately, no later than November 6, 1995, was

adopted in #AS 94-5, Petition of Abbott Laboratories for an Adjusted Standard from 35 Ill. adm. Code 218, Subpart RR, by a vote of 7-0. (JTM)

An Order setting the matter for hearing, was adopted in #AS 95-1, Petition of Tommy House Tire Company, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 848.202(b)(12) and (b)(5), by a vote of 7-0. (McF)

This adjusted standard petition was accepted by the Board: #AS 96-2, Petition of the Western Lion Limited for an Adjusted Standard from 35 Ill. Adm. Code 814, Subpart C.

ADDENDUM

In R96-2, 15% ROP Plan: Clean-Up Part I - Amendments to 35 Ill. Adm. Code 219.585(a) and 219, Appendix E, a Proposed Rule, First Notice, Opinion and Order, was adopted by a vote of 6-1. J. Theodore Meyer dissented. (RCF)

AGENDA

An Opinion and Order was adopted in #94-371, City of Elgin v. IEPA, by a vote of 7-0. (JY)

An Opinion and Order was adopted in #95-98, JLM Chemicals, Inc. (formerly BTL Specialty Resins Corporation) v. IEPA, by a vote of 7-0. M. McFawn concurred. (ED)

An Opinion and Order was adopted in #95-142, City of Yorkville v. IEPA, by a vote of 7-0. (JTM)

A Remand Order assessing the respondent no costs to cover the complainant's expenses related to the matter, and if not already paid, ordering the respondent to pay within 45 days of the service of the Order, the \$500.00 civil penalty assessed in the Board's December 17, 1992 Order, ordering the respondent to pay, within 45 days of Order, the amount of \$150.00 as compensation for hearing costs incurred by the Board, and closing the docket was adopted in #AC 92-37, Sangamon County Department of Public Health v. Gerald B. Miller, by a vote of 6-1. J. Theodore Meyer dissented. (CAM)

An Order granting the complainant's motion to withdraw, was adopted in #AC 95-41, County of Will v. Carl Smits, by a vote of 7-0. (CAM)

An Order granting the complainant's motion to reconsider and to vacate the Board's August 3, 1995 default order, was adopted in #AC 95-46, County of Will v. William Mintz, by a vote of 7-0. (CAM)

An Order granting the complainant's motion to withdraw the administrative citation, was adopted in #AC 96-3, County of Jackson v. Mary Endress, by a vote of 7-0. (CAM)

A Default Order was adopted in #AC 96-5, Montgomery County v. Envotech Illinois, Inc., by a vote of 7-0.

An Order granting the Agency's motion to withdraw the administrative citation, was adopted in #AC 96-9, IEPA v. Charlie Fyffe, by a vote of 7-0.

This Administrative Citation was accepted by the Board: #96-11, IEPA v. Thomas E. Damm and Marilyn S. Damm.

ADDENDUM

Because a petition for review was received, this administrative citation will be set for hearing: #96-6, County of Will v. CDT Landfill.

AGENDA

An Order granting the petitioner's motion for stay, and noting that the particulars regarding the petitioner's status conferences and status reports will be handled directly by the hearing officer, was adopted in #94-184, R.P. Lumber Company, Inc. v. Office of the State Fire Marshal, by a vote of 7-0. (RCF)

An Order granting respondent Mobil Oil Corporation's motion for leave to amend its motion to dismiss, denying the motions to dismiss filed by Amoco Oil Company, Oberweis Dairy, Richard J. Fetzer, and Mobil Oil Corporation, granting the Agency's motion to dismiss itself out as a respondent, determining that the matter is neither duplicitous or frivolous, allowing Amoco Oil, Oberweis Dairy, Richard J. Fetzer and Mobil Oil 30 days to answer the complaint, and accepting the matter for hearing, was adopted in #95-122, Olive Streit and Lisa Streit v. Oberweis Dairy, Inc., Richard J. Fetzer and Johnnie W. Ward, d/b/a Serve-N-Save, and Richard J. Fetzer, individually, Amoco Oil Company, Mobil Corporation, by a vote of 6-1. J. Theodore Meyer dissented. (CAM)

An Order denying the respondent's motion to strike Counts I through IX as required notice was provided to the respondent, striking paragraph 7 of Count III as it relates to the alleged violation of Section 9(a) of the Act, paragraph 18 of Count V as it relates to the alleged violation of Section 9(b) of the Act, paragraph 10 of Count IX as it relates to the alleged violation of Section 21(f)(2) of the Act, paragraphs 13 and 22 of Count X as it relates to the alleged violation of Section 12(f) of the Act, paragraph 21 through 25 of Count XI which allege that the

discharge of gasoline on October 10, 1994 and the spill of diesel fuel on October 28, 1994, paragraph 26 of Count XI as it relates to the alleged violation of Section 12(a) and (d) to the incidents alleged in paragraphs 21 through 25, and Count XIII in its entirety, was adopted in #95-163, People of the State of Illinois v. Clark Refining & Marketing, Inc., by a vote of 7-0. (ED)

Respondent, City of Wood River's Motion to Correct the Certificate of Record on Appeal will be taken with the case-in-chief in #95-174, Sierra Club, Madison County Conservation Alliance, and Jim Bensman v. City of Wood River, Wood River Partners, L.L.C..

An Order granting the Agency's Motion to file the Agency recommendation instantner, was adopted in #96-6, Spectrulite Consortium, Inc. v. IEPA, by a vote of 7-0. (RCF)

ADDENDUM

An Order granting the respondent's motion for an extension of time until September 20, 1995, in which to file a motion to dismiss, was adopted in #96-47, Joseph Bogacz v. Commonwealth Edison Company, by a vote of 7-0. (RCF)

AGENDA

An Order granting the petitioner's motion for leave to file limited copies of Exhibits A & B, was adopted in #86-2, Petition of the City of LaSalle for Exception to the Combined Sewer Overflow Regulations, by a vote of 7-0. (GTG)

An Order accepting the Agency's status report in response to a July 7, 1995 Board Order, granting a continuance of the stay in the matter until November 6, 1995, and directing the parties to submit status reports on or before November 6, 1995, was adopted in #89-177, CWM Chemical Services, Inc. v. IEPA and the People of the State of Illinois, by a vote of 7-0. (JTM)

An Order directing the parties to file status reports, or a joint status report, on or before November 27, 1995, was adopted in #91-202, Sherex Chemical Company, Inc. v. IEPA, by a vote of 7-0. (ED)

An Order accepting the matter for hearing was adopted in #95-154, Central Illinois Public Service Company v. IEPA, by a vote of 7-0.

An Order accepting the matter for hearing was adopted in #96-20, Barbara M. Norman, Laddie Kartes, Edward Wesolowski, Jacqueline Wesolowski, Will Burgess, Dorothy Burgess, Frank Rubino, Donna Rubino, Toby Gruszecki, and Mike Gruszecki v. U.S. Postal

Service, by a vote of 7-0. (GTG)

An Order denying the respondents' motion to dismiss, and accepting the matter for hearing, was adopted in #96-22, Lew and Patricia D'Souza v. Richard and Joanne Marraccini, by a vote of 7-0. (JY)

The following cases were held for Agency Recommendations: #96-45, Village of Gardner v. IEPA; 96-46, The Galesburg Sanitary District v. IEPA.

An Order accepting the matter for hearing was adopted in #96-48, Shell Oil Company v. IEPA, by a vote of 7-0.

An Order accepting the matter for hearing was adopted in #96-49, Archer Daniels Midland Company v. IEPA, by a vote of 7-0.

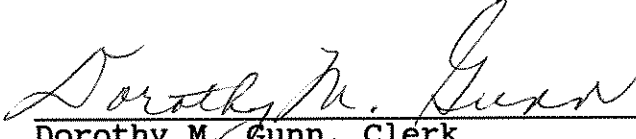
An Order accepting the matter for hearing was adopted in #96-50, Dave Coslet v. IEPA, by a vote of 7-0.

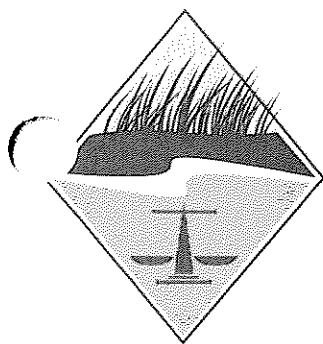
A provisional variance was granted in #96-51, Commonwealth Edison Company, Fisk, Crawford, Will County and Joliet Generating Stations v. IEPA, by a vote of 5-1. M. McFawn dissented, and J Theodore Meyer voted present.

These cases were discussed and held: R96-1, Proposed Standards for Conversion Systems' Poz-O-Tec Liners and Caps, and Poz-O-Tec Monofills, 35 Ill. Adm. Code Part 816; AS 91-8, Joint Petition of Reynolds Metals Company and the IEPA for an Adjusted Standard from 35 Ill. Adm. Code 218.980; AS 91-13, Petition of the City of Rock Island for an Adjusted Standard from 35 Ill. Adm. Code 304; 94-202, People of the State of Illinois v. Summit Environmental Services, Inc.; 94-297, J.M. Sweeney Company v. IEPA; 94-370, The Dow Chemical Company (Dow Joliet Site) v. IEPA; 94-377, Barbara L. Heiser (Heiser's Garage) v. Office of the State Fire Marshal; 95-137, Community Landfill Corporation v. IEPA; 95-152, City of Lockport v. IEPA.

All other matters not disposed of as listed were held.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 21st day of September, 1995, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board



ILLINOIS POLLUTION CONTROL BOARD

James R. Thompson Center ♦ Suite 11-500 ♦ 100 West Randolph Street ♦ Chicago, Illinois 60601
312-814-3620 ♦ Fax 312-814-3669

REGULAR MEETING AGENDA SEPTEMBER 7, 1995 CHICAGO, ILLINOIS CONFERENCE ROOM 9-040 10:30 A.M.

GOVERNOR
Honorable Jim Edgar

ADDENDUM

CHAIRMAN
Claire A. Manning
Springfield

MEMBERS
Emmett E. Dunham II
Elmhurst

Ronald C. Flemal
DeKalb

G. Tanner Girard
Grafton

Manli McFawn
Palatine

J. Theodore Meyer
Chicago

Joseph C. Yi
Park Ridge

REGULATIONS AND ADJUSTED STANDARDS

R96-2 15% ROP Plan: Clean-Up Part 1-Amendments to 35 Ill. Adm. Code 219.585(a) and 219.Appendix E - Motion for Expedited Hearings (9/6)(RCF)

R96-3 Revision of the Waste Disposal Rules: Amendment to 35 Ill. Adm. Code 814.902 - Petitioner's Motion to Waive 200-Signature Requirement (9/6)

AS 96-2 Petition of Western Lion Limited for an Adjusted Standard from 35 Ill. Adm. Code 814, Subpart C - Petitioner's Certificate of Publication (9/5)(RCF)

SPRINGFIELD OFFICE
600 South Second Street
Suite 402
Springfield, Illinois 62704
217-524-8500
Fax 217-524-8508

ADMINISTRATIVE CITATIONS

AC 96-6 County of Will v. CDT Landfill - Accept for Hearing - No Order

SATELLITE OFFICES
110 South State
Jerseyville, Illinois 62052
618-498-9802
Fax 618-498-5934

MOTIONS

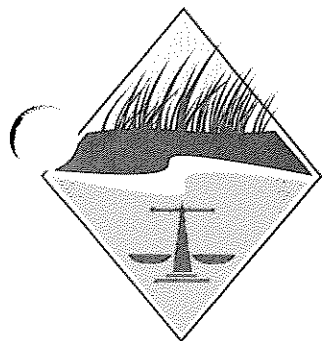
96-47 Joseph Bogacz v. Commonwealth Edison Company - Respondent's Motion for Extension of Time in Which to File Motion to Dismiss (9/1)(RCF)

148 North Third Street
P.O. Box 505
DeKalb, Illinois 60115
815-753-1904
Fax 815-753-1970



**CASES TO BE SET FOR HEARING AND OTHER CASE PROCESSING
ORDERS OR MATTERS**

89-177 CWM Chemical Services, Inc. v. Illinois Environmental Protection
Agency and the People of the State of Illinois - Petitioner's Status
Report in Response to July 7, 1995 Board Order (9/5)(JTM)



ILLINOIS POLLUTION CONTROL BOARD

James R. Thompson Center ♦ Suite 11-500 ♦ 100 West Randolph Street ♦ Chicago, Illinois 60601
312-814-3620 ♦ Fax 312-814-3669

GOVERNOR
Honorable Jim Edgar

CHAIRMAN
Claire A. Manning
Springfield

MEMBERS
Emmett E. Dunham II
Elmhurst

Ronald C. Flemal
DeKalb

G. Tanner Girard
Grafton

Marilyn McFawn
Palatine

J. Theodore Meyer
Chicago

Joseph C. Yi
Park Ridge

SPRINGFIELD OFFICE
600 South Second Street
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110 South State
Jerseyville, Illinois 62052
618-498-9802
Fax 618-498-5934

148 North Third Street
P.O. Box 505
DeKalb, Illinois 60115
815-753-1904
Fax 815-753-1970

AGENDA SEPTEMBER 7, 1995 CHICAGO, ILLINOIS CONFERENCE ROOM 9-040 10:30 A.M.

Announcements

The Pollution Control Board welcomes the public to this open meeting. During the meeting itself, only the Board members or staff that are recognized by the Chairman are allowed to speak. If you have any questions about anything that occurred at the meeting, please feel free, after the meeting, to direct your questions to any one of the many staff members in attendance.

Appearance of an item on the agenda does not guarantee that the Board will take action on that item, since the Board may decide to hold the item over for additional review and action at a later meeting. Dates of future meetings of the Board appear on the last page of this agenda. Thank you for your interest.

Roll Call

Minutes

August 3, 1995

August 24, 1995



REGULATIONS AND ADJUSTED STANDARDS

R95-11 Special Waste Hauling Vehicle Numbers: Amendment to 35 Ill. Adm. Code 809.401 - Proposed Rule, First Notice, Opinion and Order (CAM)

R95-12 Clean Fuel Fleet Program: Proposed 35 Ill. Adm. Code Part 241 - Adopted Rule, Final Order, Opinion and Order (JY)

AS 92-8 Cabot Corporation Petition for an Adjusted Standard from 35 Ill. Adm. Code Part 738, Subpart B - Petitioner's Petition for Modification and Reissuance of Adjusted Standard and Motion for Stay (8/17)(RCF)

AS 94-2 Joint Petition of Solar Corporation and the IEPA for an Adjusted Standard from 35 Ill. Adm. Code 218, Subpart PP - Agency Motion to Modify Final Board Order (8/14), Petitioner's Response to Agency Motion to Modify (9/1)(McF)

AS 94-5 Petition of Abbott Laboratories for an Adjusted Standard from 35 Ill. Adm. Code 218, Subpart RR - Joint Status Report in Response to June 8, 1995 Board Order and Request for Extension of Stay (9/1)(JTM)

AS 95-1 Petition of Tommy House Tire Company, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 848.202(b)(12) and (b)(5) (McF)

AS 96-2 Petition of Western Lion Limited for an Adjusted Standard from 35 Ill. Adm. Code 814, Subpart C - Petitioner's Waiver of Hearing (8/30) - Hold for Certificate of Publication - No Order (RCF)

DECISIONS

94-371 City of Elgin v. IEPA (JY)

DECISIONS (Cont'd)

95-98 JLM Chemicals, Inc. (formerly BTL Specialty Resins Corporation) v. IEPA (ED)(due)

95-142 City of Yorkville v. IEPA (JTM)(due)

ADMINISTRATIVE CITATIONS

AC 92-37 Sangamon County Department of Public Health v. Gerald B. Miller - Appellate Court Remand Order (CAM)

AC 95-41 County of Will v. Carl Smits - Respondent's Amended Petition for Review in Response to July 20, 1995 Board Order (8/11) , Complainant's Motion to Withdraw (8/23)

AC 95-46 People of the County of Will v. William Mintz - Complainant's Motion to Vacate August 3, 1995 Default Order and Dismiss the Administrative Citation (8/23)

AC 96-3 County of Jackson v. Mary Endress - Complainant's Motion to Withdraw (8/29)

AC 96-5 Montgomery County v. Envotech Illinois, Inc. - Default Order

AC 96-9 IEPA v. Charlie Fyffe - Agency Motion to Withdraw (8/29)

AC 96-11 IEPA v. Thomas E. Damm and Marilyn S. Damm - Accept Case - No Order

MOTIONS

- 94-184 R.P. Lumber Company, Inc. v. Office of the State Fire Marshal -
Petitioner's Motion to Stay Proceedings (8/24)(RCF)
-
- 94-238 Ragulo Gonzalez v. Office of the State Fire Marshal - Respondent's
Motion for Summary Judgment (8/16)(GTG)
-
- 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. and IEPA, Party in Interest -
Party-in-Interest's Motion for Leave to File Addendum to Investigative
Report and Addendum (8/16), Caterpillar's Motion for Leave to File
Surreply Brief Instante and Surreply Brief (8/18), Complainant's
Response Instante to Caterpillar's Motion for Leave to File Surreply
Brief Instante (8/24), Respondent's Motion for Sanctions (8/24),
Complainants' Response to Party-in-Interest's Addendum to
Investigative Report and Motion for Leave to File (9/1)(CAM)
-
- 94-256 DoAll Company, DoAll Credit Corporation, and The Rams-Head
Company v. Skokie Valley Asphalt Company, Inc. and Septran, Inc. -
Complainant DoAll Company's Motion for Reconsideration of July 7,
1995 Board Order and Memorandum in Support Thereof (8/10)(McF)
-
- 95-118 Jack Pease, d/b/a Glacier Lake Extraction v. IEPA - Petitioner's
Motion to Clarify Effective Date (7/21), Agency's Response to
Petitioner's Motion to Clarify Effective Date (7/27), Petitioner's Reply
in Support of Motion to Clarify (8/1), Agency's Motion for
Reconsideration (8/23), Petitioner's Response to Agency's Motion for
Reconsideration (8/30)(CAM)
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- 95-122 Olive Streit and Lisa Streit v. Oberweis Dairy, Inc., Richard J. Fetzer
and Johnnie W. Ward, d/b/a Serve-N-Save and Richard J. Fetzer,
individually, Amoco Oil Company, Mobil Oil Corporation and IEPA -
Respondent Mobil Oil Corporation's Motion for Leave to Amend
Motion to Dismiss (7/26)(CAM)
-

MOTIONS (Cont'd)

- 95-163 People of the State of Illinois v. Clark Refining & Marketing, Inc. - Respondent's Motion to Strike and Dismiss Portions of the Complaint for Lack of Jurisdiction (7/28)(ED)
-
- 95-174 Sierra Club, Madison County Conservation Alliance, and Jim Bensman v. City of Wood River, Wood River Partners, L.L.C. - Respondent City of Wood River's Motion to Correct Certificate of Record on Appeal (8/24)(RCF)
-
- 95-182 Carl and Edna Ball, d/b/a C & E Recycling and Resource Recovery v. IEPA - Petitioners' Emergency Motion for Entry of Default and Sanctions (8/31)(GTG)
-
- 96-6 Spectrulite Consortium, Inc. v. IEPA - Agency Motion to File Agency Recommendation Instantly (8/28)(RCF)
-

CASES TO BE SET FOR HEARING AND OTHER CASE PROCESSING ORDERS OR MATTERS

- 86-2 City of LaSalle CSO - Petitioner's Second Amended Petition in Response to November 3, 1994 Board Order and Motion for Leave to File Limited Copies of Exhibits A & B (9/1)(GTG)
-
- 89-177 CWM Chemical Services, Inc. v. IEPA and The People of the State of Illinois - Respondents' Status Report in Response to July 7, 1995 Board Order (9/1)(JTM)
-
- 91-202 Sherex Chemical Company, Inc. v. IEPA - Petitioner's Status Report in Response to May 11, 1995 Board Order (8/25)(ED)
-

**CASES TO BE SET FOR HEARING AND OTHER CASE PROCESSING
ORDERS OR MATTERS (Cont'd)**

- 93-73 J & M Plating, Inc. v. IEPA - Set for Hearing Order (RCF)
-
- 95-73 Dennis Manarchy, Mary-Beth Manarchy, Chris Mandoline, and Beverly Kagy-Mandoline v. The Gotham Nightclub and JJJ Associates, Inc. - Respondent JJJ Associates Status Report in Response to July 7, 1995 Board Order (9/1), Complainants' Status Report in Response to July 7, 1995 Board Order (9/1)(CAM)
-
- 95-154 Central Illinois Public Service Company v. IEPA - Accept for Hearing Order
-
- 96-20 Barbara M. Norman, Laddie Kartes, Edward Wesolowski, Jacqueline Wesolowski, Will Burgess, Dorothy Burgess, Frank Rubino, Donna Rubino, Toby Gruszecki, and Mike Gruszecki v. U.S. Postal Service - Duplicitous/Frivolous Determination (GTG)
-
- 96-22 Lew and Patricia D'Souza v. Richard and Joanne Marraccini - Respondent's Motion to Dismiss (8/10), Complainant's Response to Respondent's motion to Dismiss (8/28)(JY)
-
- 96-34 Prairie Recreational Developments, Inc. (Land & Lakes Company/Wheeling) v. IEPA - Joint Request for Extension of Appeal Period (8/7)(See **Prairie Recreational Developments, Inc.'s letter dated 8/9; Land & Lakes Objection to Joint Request dated 8/21; Prairie Recreational Developments' Response to Objection dated 8/23; Land & Lakes Reply to Prairie Recreational Development's Response to its Objections to the Joint Request (8/24)** - Order (CAM)
-
- 96-45 Village of Gardner v. IEPA - Hold for Agency Recommendation - No Order (ED)
-

**CASES TO BE SET FOR HEARING AND OTHER CASE PROCESSING
ORDERS OR MATTERS (Cont'd)**

96-46	<u>The Galesburg Sanitary District v. IEPA</u> - Hold for Agency Recommendation - No Order (JY)
96-47	<u>Joseph Bogacz v. Commonwealth Edison</u> - Hold for Duplicitous/Frivolous Determination - No Order (RCF)
96-48	<u>Shell Oil Company v. IEPA</u> - Accept for Hearing Order
96-49	<u>Archer Daniels Midland Company v. IEPA</u> - Accept for Hearing Order
96-50	<u>Dave Coslet v. IEPA</u> - Accept for Hearing Order
96-51	<u>Commonwealth Edison Company, Fisk, Crawford, Will County and Joliet Generating Stations v. IEPA</u> - Provisional Variance (CAM)

CASES PENDING DECISION

R96-1	<u>Proposed Standards for Conversion Systems' Poz-O-Tec Liners and Caps, and Poz-O-Tec Monofills, 35 Ill. Adm. Code Part 816</u> - Proposed Rule, First Notice, Opinion and Order (JY)
AS 91-8	<u>Joint Petition of Reynolds Metals Company and the IEPA for an Adjusted Standard from 35 Ill. Adm. Code 218.980</u> (CAM)
AS 91-13	<u>Petition of the City of Rock Island for an Adjusted Standard from 35 Ill. Adm. Code 304</u> (RCF)

CASES PENDING DECISION (Cont'd)

94-202	<u>People of the State of Illinois v Summit Environmental Services, Inc.</u> (McF)
94-297	<u>J.M. Sweeney Company v. IEPA</u> (GTG)(open waiver)
94-370	<u>The Dow Chemical Company (Dow Joliet Site) v. IEPA</u> (McF)(due 9/21)
94-377	<u>Barbara L. Heiser (Heiser's Garage) v. Office of the State Fire Marshal</u> (McF)
95-137	<u>Community Landfill Corporation v. IEPA</u> (JTM)(due 9/21)
95-152	<u>City of Lockport v. IEPA</u> (JTM)(due 9/21)

ADJOURNMENT

LIST OF NEW CASES FILED SINCE AUGUST 24, 1995 BOARD MEETING

AC 96-11 IEPA v. Thomas E. Damm and Marilyn S. Damm
96-45 Village of Gardner v. IEPA
96-46 The Galesburg Sanitary District v. IEPA
96-47 Joseph Bogacz v. Commonwealth Edison
96-48 Shell Oil Company v. IEPA
96-49 Archer Daniels Midland Company v. IEPA
96-50 Dave Coslet v. IEPA
96-51 Commonwealth Edison Company, Fisk, Crawford, Will County and Joliet
Generating Stations v. IEPA

REGULAR BOARD MEETING SCHEDULE

September 21	November 16
October 5	December 7
October 19	December 21
November 2	