

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
APRIL 4, 1985 CHICAGO, ILLINOIS

MORNING SESSION

All Board Members were present for the morning session save Mr. Nega who was absent. Dr. Flemal did not vote.

An Opinion and Order was adopted in #84-171, City of Carlyle, by a vote of 5-0.

A Proposed Opinion and Order was adopted in R84-12, Trihalo-methanes PWS Inquiry, by a vote of 5-0.

An Order was adopted in R85-8, Renumbering of 35 Adm. Code 901.105(f) (1), (2) and (3) to Sections 901.110, 901.111 and 901.112, by a vote of 5-0.

Joint motion for modification was granted in #83-18, Modine, by a vote of 5-0. Mr. Forcade will prepare an Order.

Motion to continue was granted in #83-23, Arnold's Sewer, by a vote of 5-0. Mrs. Anderson will prepare an Order.

Motion to consolidate was denied in #83-47, Fedders-USA, by a vote of 4-1; Mr. Meyer dissented. Mr. Dumelle will prepare an Order.

Motion to continue was granted in #83-172, Sycamore, by a vote of 5-0; Mr. Forcade concurred. Mr. Dumelle will prepare an Order.

Motion for extension of time was granted in #84-96, Continental Grain, by a vote of 5-0; Mr. Forcade concurred. Mr. Dumelle will prepare an Order.

Motion for extension of time was granted in #84-104, Continental Grain, by a vote of 5-0; Mr. Forcade concurred. Mr. Dumelle will prepare an Order.

Motion for modification was granted in #84-117, Precision Coatings, by a vote of 5-0. Mr. Dumelle will prepare an Order.

Petition to intervene was granted in #84-125, Citizens of Burbank, by a vote of 5-0. Mr. Forcade will prepare an Order.

Motion for extension of time was granted in #84-155, Thomas Greenland, by a vote of 5-0. Dr. Marlin will prepare an Order.

Motion for extension of time was granted in #84-179, Romeoville, by a vote of 5-0; Mr. Forcade concurred. Mrs. Anderson will

prepare an Order.

Motion to consolidate in #85-5, Fedders-USA, was denied by a vote of 4-1; Mr. Meyer dissented. Mr. Dumelle will prepare an Order.

Motion for further extension of time was granted in #85-17, S & C Electric, by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion for additional time to comment was granted in R84-9, RCRA and UIC Update, by a vote of 5-0. Mrs. Anderson will prepare an Order.

The following matter was discussed and held to April 18, 1985 for further consideration: #83-178, DeKalb-Pfizer.

These regulatory matters were discussed and held to April 18, 1985 for further consideration: R81-18, Waste Site Chief Operator Prior Conduct Certification; R82-7, Alton Site Specific.

A hearing was authorized in amended petition #85-25, Village of Bloomingdale, by a vote of 5-0.

In new cases these actions were taken by a vote of 5-0: ##85-35, Warner Electric Brake and Clutch Company v. EPA et al., a hearing is mandatory; 85-36, City of Hoopston v. EPA, additional information requested; Order by Dr. Marlin; 85-37, E-M Company v. EPA, a hearing is mandatory; 85-38, EPA v. Heckett and Interlake, a hearing is mandatory.

AFTERNOON SESSION

All Board Members were present. Dr. Flemal was not voting.

An Order was adopted in #84-172, City of East Peoria, by a vote of 6-0. Mr. Forcade will prepare it. The Opinion lost by a 3-3 vote (Messrs. Dumelle, Meyer and Nega dissented).

An Opinion was adopted in #84-175, -176, Jefferson County, by a vote of 4-2; Messrs. Forcade and Meyer dissented.

An Opinion and Order was adopted in #85-11, City of Batavia, by a vote of 6-0.

An Adopted Rule, Final Opinion and Order was adopted in R84-22(B), Financial Assurance, by a vote of 4-1; Mr. Forcade dissented and Mr. Meyer concurred.

An Order was adopted in #84-62, Amerock, by a vote of 5-0. Mr. Dumelle will prepare it.

Motion to segregate documents and to conduct a hearing partly in camera, Agency motion to segregate portions of Agency Record, and motion to add party respondent, was granted in #85-19, Monsanto,

by a vote of 5-0. Mr. Dumelle will prepare an Order.

The following regulatory matter was discussed: R77-4, Airport Noise.

All matters not disposed of as listed were ordered held to April 18, 1985 for further consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do certify that the above Minutes were approved this

27th day of June, 1985 by a vote of 6-0

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

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
APRIL 4, 1985 CHICAGO, ILLINOIS

DECISIONS:

- * 84-171 City of Carlyle (JM)(due)_____
 - * 84-172 City of East Peoria (BF)(due)_____
 - * 84-175] Jefferson County, Opinion (JA)_____
 - 84-176]
 - * 85-11 City of Batavia (JTM)(due 6/13)_____
 - R84-12 Trihalomethanes PWS Inquiry (JD)_____
 - R84-22 Financial Assurance, Final Adoption (JA)_____
 - (B)
 - R85-8 Renumbering of Three Forgings Cases (JM)_____
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MOTIONS:

- 81-138 Hereley Grain - motion for reconsideration (3/25)
- 82-34 _____
- 83-18 Modine - joint motion for modification (3/27)_____
- 83-23 Arnold's Sewer - motion to continue (4/3)_____
- 83-47 Fedders-USA - motion to consolidate (4/2)_____
- 83-172 Sycamore - motion to continue (3/25), Agency objection
to motion to continue (4/1)_____
- 84-62 Amerock - Letter of March 27, 1985_____
- 84-96 Continental Grain - Agency motion to dismiss (3/22),
motion for extension of time (4/1)_____
- 84-104 Continental Grain - Agency motion to dismiss (3/22),
motion for extension of time (4/1)_____
- 84-117 Precision Coatings - motion for modification (3/21)

*INDICATES VARIANCE OR PERMIT APPEAL

MOTIONS: (Cont'd)

- 84-125 Citizens of Burbank - petition to intervene (3/15)(BF)

- 84-155 Greenland - motion for extension of time (4/2)_____
- 84-179 Romeoville - motion for extension of time (3/29)_____
- 85-5 Fedders-USA - motion to consolidate (4/2)_____
- 85-17 S&C Electric - Agency motion to dismiss (3/11), motion
for further extension of time (4/1)_____
- 85-18 Concentrate Corp. - motion for change of hearing venue
(3/22)_____
- 85-19 Monsanto - motion to segregate documents and to conduct
a hearing partly in camera (3/14), Agency motion to
segregate portions of Agency Record (3/15), motion to
add party respondent (4/1)_____
- R82-1 Illinois Power - motion to schedule additional hearing
(3/27)_____
- R84-9 RCRA & UIC Update - motion for additional time to
comment (4/2)_____

DISCUSSIONS:

- 83-178 DeKalb-Pfizer (JTM)_____

REGULATORY DISCUSSIONS:

- R77-4 Airport Noise (Legal Basis)(JD)(3:00 p.m.)_____
- R81-18 Waste Site Chief Operator Prior Conduct Certification,
Proposed Rule, Second Notice (JA)_____
- R82-7 Alton Site Specific, First Notice (JM)_____
- R84-4] Algicide Chemicals, First Notice (JM)_____
- R84-19]

FUTURE REGULATORY DISCUSSION:

- R84-9 RCRA Update (JA)(April 18)_____

AMENDED PETITION:

85-25 Village of Bloomingdale (filed 3/28)_____

NEW CASES:

85-35 Warner Electric Brake and Clutch Company v. EPA et al.

85-36 City of Hoopston v. EPA_____

85-37 E-M Company v. EPA_____

85-38 EPA v. Heckett and Interlake_____

PENDING CASES ASSIGNED:

78-139 Vickery Manor (BF)
82-101 Browning-Ferris (JA)
83-28 Top Chop (BF)
83-61 Missouri Portland (JTM)
* 83-172 City of Sycamore (JTM)(due 5/30)
* 84-123 Village of Energy (JM)(due 5/16)
84-124] Citizens of Burbank (BF)
84-125]
84-155 Thomas Greenland (JM)
84-167 Spadoni (JM)
* 85-6 Timberlakes (BF)(due 6/27)
* 85-20 Village of Wataga (JTM)(due 6/27)
* 85-22 Village of Hanover Park (JTM)(due 5/16)