

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
AUGUST 15, 1985 CHICAGO, ILLINOIS

All Board Members were present.

An Order was adopted in #83-28, Top Chop, by a vote of 6-1. Mr. Meyer dissented.

An Order was adopted in #84-167, Spadoni, by a vote of 7-0. Mr. Dumelle concurred.

Opinions and Orders were adopted in these matters by a vote of 7-0: ##85-20, Village of Wataga; 85-36, City of Hoopston; 85-39, Electric Energy, Mr. Dumelle concurred; 85-47, City of Dixon.

An Opinion and Order were adopted in #85-60, M.I.G. Investments, by a vote of 5-1. Mr. Meyer dissented and Mr. Nega was not present for the vote.

Interim Orders were adopted in these matters by a vote of 7-0: ##85-93, City of Geneva; 85-100, Village of Minooka; 85-106, Village of Oswego.

An emergency Order was adopted in R85-14, Public Water Supply Amendments, by a vote of 5-2. Messrs. Dumelle and Forcade dissented.

Motion for extension of time to file response to complainant's motion to dismiss and to motion to dismiss of respondent National Steel was granted in #78-233, Florence Farmer, by a vote of 7-0. Mr. Dumelle will prepare an Order.

Motion to dismiss was denied in #84-77, Olin Corporation, by a vote of 7-0. Mrs. Anderson will prepare an Order.

Motion for leave to file second amended complaint was granted in #85-7, Citizens Against Woodlawn, by a vote of 7-0. Mr. Forcade will prepare an Order.

An Order was adopted in #85-96, Village of Gilberts, by a vote of 6-1; Mr. Meyer dissented. Mrs. Anderson will prepare it.

Motion to dismiss was denied in #85-97, Concerned Citizens, by a vote of 7-0. Mrs. Anderson will prepare an Order.

Motion to assign enforcement case to hearing officer assigned related enforcement and variance proceedings was denied in #85-102, Continental Grain, by a vote of 7-0. Mr. Dumelle will prepare an Order.

These matters were discussed and held to September 5, 1985 for

possible consideration: ##84-62, Anerock; 84-76, Rockford Speedway; 84-161, L & S Industries; 84-33, Village of Hartford CSO; 85-58, City of West Frankfort.

This regulatory matter was discussed and held to August 21, 1985 for possible consideration: R83-7, Stationary Noise.

A hearing was authorized in amended petition #85-95, Citizens Utilities, by a vote of 7-0. Mr. Forcade will prepare an Order.

In new cases these actions were taken by a vote of 7-0: ##85-114, Village of Hampshire v. EPA, held for Agency Recommendation; 85-115, Illinois Department of Transportation, Barbara M. Corning, Chairman authorized to sign and prepare an Order; 85-116, City of Arcola v. EPA, provisional variance granted, Opinion and Order by Mr. Nega; 85-117, Village of Lena v. EPA, provisional variance granted, Opinion and Order by Mr. Nega; 85-118, City of Rock Island v. EPA, hearing mandatory, Order by Mr. Forcade; 85-119, Illinois Power Company v. EPA, hearing mandatory, Order by Mr. Forcade; 85-120, City of Albion v. EPA, additional information requested, Order by Dr. Flemal; 85-121, Commonwealth Edison Company v. EPA, hearing mandatory, Order by Mr. Forcade; 85-122, Illinois Department of Transportation, Thomas W. Sexton, Chairman authorized to sign and prepare an Order.

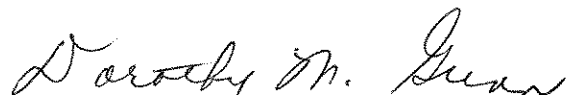
Resolutions and Orders were adopted in these matters by a vote of 7-0: R85-17, New Source Performance Standards, Correction; R85-18, New Source Performance Standards, R85-19, New Source Performance Standards. Mr. Meyer will prepare them.

The Board will hold special Board meetings on August 21 and September 20. Notices will be posted.

The Board then decided to change the regular Board meeting scheduled for September 26 to September 24 due to the Illinois Department of Energy and Natural Resource's 14th Annual Conference.

All matters not disposed of as listed were ordered held to August 21, 1985 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were approved this 24th day of October, 1985 by a vote of 7-0



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
AUGUST 15, 1985 CHICAGO, ILLINOIS
CONFERENCE ROOM 8-031

DECISIONS:

- 83-28 Top Chop (BF)_____
- 84-11 Cornbelt (JM)_____
- 84-167 Spadoni et al. (JM)_____
- * 85-20 Village of Wataga (JTM)(due)_____
- * 85-36 City of Hoopston (RF)(due)_____
- * 85-39 Electric Energy (RF)(due)_____
- * 85-47 City of Dixon (RF)(due 9/5)_____
- * 85-60 M.I.G. Investments (JA)(due)_____
- * 85-93 City of Geneva, Interim Order (RF)(due 9/26)_____
- * 85-100 Village of Minooka, Interim Order (RF)(due 9/26)_____
- * 85-106 Village of Oswego, Interim Order (RF)(due 10/10)_____
- R82-14 RACT III, Final Notice, Order (BF)_____
- (A)
- R85-14 Public Water Supply Amendments (possible emergency rule)
(JA)_____

MOTIONS:

- 78-233 Florence Farmer - motion to dismiss (7/12), motion to
appear (7/18), motion to dismiss (7/30)_____
- 84-77 Olin Corporation - motion to dismiss (8/8)_____
- * 84-134 Woodstock Die - motion for continuance (see transcript
of 7/30 hearing)(JTM)_____

***INDICATES VARIANCE OR PERMIT APPEAL**

MOTIONS: (Cont'd)

- 85-2 City of West Chicago - motion for reconsideration
(7/29), response (8/5)_____
- 85-7 Citizens Against Woodlawn - petition for leave to file
second amended complaint (8/5), motion to dismiss
(8/12)_____
- 85-38 Heckett & Interlake - motion to strike (8/7)_____
- 85-85 Hawthorn - motion for determination of date of filing of
petition (8/8)_____
- 85-96 Village of Gilberts - motion to dismiss for lack of
subject matter jurisdiction (7/16), Agency motion to
dismiss (7/17), response (7/24), motion for leave to
file unverified pleading (8/12), response (8/13)

- 85-97 Concerned Citizens - motion to dismiss (7/29), response
(8/2)_____
- 85-102 Continental Grain - motion to assign enforcement case to
hearing officer assigned related enforcement and
variance proceedings (7/30), response (8/9)_____

DISCUSSIONS:

- * 84-62 Amerock (JM)(open waiver)_____
- 84-76 Rockford Speedway (WN)_____
- 84-161 L & S Industries (JD)_____
- 85-33 Village of Hartford CSO (JD)_____
- 85-58 City of West Frankfort (WN)_____

REGULATORY DISCUSSION:

- R83-7 Stationary Noise, First Notice (JA)_____

AMENDED PETITIONS:

- * 85-83 Marathon Petroleum Company (see motion to strike and
letter to J. Anderson filed 8/8)_____

AMENDED PETITIONS: (Cont'd)

* 85-95 Citizens Utilities (filed 8/13)(JA)_____

NEW CASES:

85-114 Village of Hampshire v. EPA_____

85-115 IDOT, Barbara M. Corning_____

85-116 City of Arcola v. EPA (provisional variance)_____

85-117 Village of Lena v. EPA (provisional variance)_____

85-118 City of Rock Island v. EPA_____

85-119 Illinois Power Company v. EPA_____

85-120 City of Albion v. EPA_____

85-121 Commonwealth Edison Company v. EPA_____

85-122 IDOT, Thomas W. Sexton_____

R85-17 New Source Performance Standards, Correction (JTM)

R85-18 New Source Performance Standards (JTM)_____

R85-19 New Source Performance Standards (JTM)_____

MEETING DATE CHANGE:

September 26 to September 25 (IDENR 14th Annual Conference,
September 26-27, 1985)_____

PENDING CASES ASSIGNED:

82-82 Borden Chemical (JM)(open waiver)
82-101 Browning-Ferris (JA)
83-122 Jennison-Wright (BF)
83-178 DeKalb-Pfizer (JTM)
83-215 Commonwealth Edison (JTM)
thru
83-223
* 83-237 Village of Wauconda (RF)(due 10/10)
* 84-62 Amerock Corporation (JM)(open waiver)
84-84 Mt. Vernon Water (BF)
84-125 Clairmont Trucking (BF)
* 84-134 Woodstock Die (JTM)(due 12/19)
* 84-179 Village of Romeoville (RF)(due 9/26)
* 85-14 Electric Energy (JA)(due 9/26)
85-19 Monsanto (BF)
* 85-35 Warner Brake (BF)(open waiver)
* 85-56 McHenry County (JD)(due 9/26)
* 85-86 Olin Corporation (RF)(due 9/26)
* 85-93 City of Geneva (RF)(due 9/26)
* 85-95 Citizens Utilities (JA)(due 9/26)
* 85-100 Village of Minooka (RF)(due 9/26)
* 85-106 Village of Oswego (RF)(due 10/10)