

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
August 4, 1977 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted by a vote of 5-0 in the following cases: ##74-410, Philadelphia Quartz; 76-319, American National Bank, Mr. Dumelle concurred; 77-40, Steven Plaza, Order only; 77-101, Browning-Ferris; 77-125, Wauconda; 77-126, Country Aire Mobile Park; 77-150, Shelbyville; 77-156, Dodds School; 76-305, Lawn Super Food Mart; 77-46, E. W. Kneip; 77-72, Walnut Hill Well Assoc.; 77-129, Macomb; 77-140, Harry Weese and Assoc., vote was 4-0, Mr. Dumelle abstained; 77-144, American Can.

An Order was adopted in R73-9, Complex Sources dismissing the proceedings by a vote of 5-0.

Interlocutory appeal was allowed in #76-80, Allert and briefs were requested by a vote of 5-0. Mr. Young will prepare an Order.

Motion to stay in #76-241 Georgia Pacific was granted by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion to reconsider in #76-294, S. Elgin v. Waste Mgt. was denied by a vote of 5-0. Mr. Young will prepare an Order.

Motions to dismiss and to strike in #76-323, Hinsdale were ordered taken with the case.

Motion to file third party complaint in #77-37, Daubs was denied by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion to file 2nd amended complaint in #77-60, Commans was granted and motion for continuance ~~dismissed~~ as moot by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion to amend in #77-84, Sauget was granted by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion for sanctions in #77-120, Goodrich was denied and motion for stay was granted by a vote of 5-0. Mr. Goodman will prepare an Order.

Motion for continuance to filed recommendation in #77-135, Vermont was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion for a more specific statement in #77-164, XL Disposal was denied by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion for consolidation in #77-179, Fox Valley was denied by a vote of 4-0. Mr. Young abstained and Mr. Dumelle will prepare an Order.

A letter received from Mrs. Wathen in the matter of #74-482 asking for enforcement of a Board Order will be responded to by letter from Mr. Dumelle.

Motion to file an amended complaint and motion for continuance were granted by a vote of 5-0 in #75-400, Abbott Labs. A motion regarding discovery was denied. Mr. Goodman will prepare the Order.

Motion to withdraw in #77-11, F.I.D.C. was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to amend in #77-123, Starchevich was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion for leave to file Agency recommendation was granted by a vote of 5-0 in #77-136, Sauget. Mr. Goodman will prepare the Order.

Motion to amend in #77-143, Gianchini was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion for extension in #77-154, Texaco was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion to reconsider in #77-160, Paragon Lakes was denied by a vote of 5-0. Mr. Young will prepare the Order.

Motion for extension in #77-158, CIPS and motion for extension in #77-174, Reichhold were granted by a vote of 5-0. Mr. Goodman will prepare the Orders.

These cases were ordered held for Agency recommendations by a vote of 5-0: ##77-127, Eldorado; 77-161, Mayhood; 77-163, Union Oil and 77-169, Dekalb.

Minutes of Board meetings held June 28 and July 7, 1977 were approved as amended by a vote of 5-0.

An Order was adopted in #75-83, Zeigler Coal remanding to the Hearing Officer for hearing by a vote of 5-0. Mr. Goodman will prepare the Order.

Orders were adopted in these cases ordering to hearing by a vote of 5-0: #75-280, Zeigler Coal, 75-318, Monsanto. Mr. Goodman will prepare the Orders.

#75-315, Addressograph-Multigraph was dismissed by a vote of 5-0. Mr. Goodman will prepare the Order.

Mr. Goodman then briefly reviewed the rest of the backlog for the Board.

These cases were discussed and held for further discussion or possible decision on August 18, 1977: #73-30, Hall; 75-492, Highland; 76-57, Penn & Deemie; 77-55, Village of Odell; 77-57, Cannon Construction; 77-145, CIPS; 77-149, CPC; R75-9, Carbon Monoxide; R76-11, Lake Sangchris.

In new cases these actions were taken by a vote of 5-0: #77-173, Newlin v. Kuechmann, held to August 18; 77-185, Springfield, additional information requested, Order by Mr. Dumelle; 77-186, Sanitary Dist. of Elgin, held for an Agency recommendation; 77-187, EPA v. City of Mt. Vernon, hearing mandatory; 77-188, EPA v. Burrows, hearing mandatory; 77-189, Republic Steel, additional information requested, Order by Mr. Dumelle; 77-190, EPA v. First National Bank of Highland, hearing mandatory; 77-191, Village of Wauconda, hearing authorized; 77-192, Galesburg Sanitary District, held for an Agency recommendation; 77-193, Village of Deland, held for an Agency recommendation; 77-194, Beecher City, held for an Agency recommendation; 77-195, City of Crystal Lake, held for an Agency recommendation; 77-196, Mt. Vernon Gun and Sportsman's Club, dismissed as moot, Order by Dr. Satchell; 77-197, KM Round Lake Beach, authorized for hearing ratifying an Interim Order entered by Mr. Young on July 20, 1977, Order by Mr. Goodman; 77-198, City of Wyoming, dismissed as inadequate, Order by Mr. Young; 77-199, Village of Bonnie, held for an Agency recommendation; 77-200, City of Breese, dismissed by a vote of 4-1, Mr. Young dissented, Order by Mr. Goodman; 77-201 Commonwealth Edison, hearing authorized; 77-202, Maple Hill Nursing, held for an Agency recommendation; 77-203, Allied Chemical, held for an Agency recommendation.

An administrative session scheduled with Ms. Wiley was cancelled.

All matters not disposed of as listed were ordered placed on the agenda for possible consideration on August 18, 1977.

I, Christan L. Moffett, Clerk of the Board, do hereby certify that the above Minutes were adopted this 18th day of August, 1977, by a vote of 5-0.

Christan L. Moffett