

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
NOVEMBER 19, 1987 CHICAGO, ILLINOIS

All Board Members were present.

An Opinion and an amended Order was adopted in #85-218, City of Belleville CSO, by a vote of 6-1. B. Forcade dissented. (JD)

An Opinion and Order was adopted in #86-26, Forest Electric Company, by a vote of 7-0. (JD)

An Opinion and Order was adopted in #86-110, Village of Dunlap, by a vote of 6-1. J. Theodore Meyer dissented. (JD)

An Opinion and Order was adopted in #86-136, Par Steel Products, by a vote of 6-1. J. Theodore Meyer dissented. (JD)

Board Member J. Marlin presented a draft Opinion and Order in #87-92, City of Rockford. Motion to substitute by J. Anderson and seconded by J. Theodore Meyer lost by a 2-5 vote with J. Anderson and J. Theodore Meyer for and J. Dumelle, B. Forcade, R. Flemal, J. Marlin and M. Nardulli against. An Opinion and Order was then adopted on J. Marlin's draft by a vote of 5-2. J. Anderson and J. Theodore Meyer dissented and B. Forcade concurred. (JM)

An Opinion and Order was adopted in #87-94, Riverside Coatings, by a vote of 7-0. (JA)

An Order was adopted in ##87-134, -144, Illinois Department of Transportation, Great Lakes Naval Training Center, by a vote of 7-0. (JD)

An Opinion and Order was adopted in #87-140, Village of Hinckley, by a vote of 5-2. Messrs. J. Dumelle and B. Forcade dissented. (RF)

An Interim Order was adopted in R86-44, Pretreatment Regulations, by a vote of 7-0. (JM)

A hearing was authorized in #87-171, Archer Daniels Midland Company, by a vote of 7-0.

An Order was adopted in this Administrative Citation by a vote of 7-0: #87-95, City of Herrin.

An Order was adopted in #AC87-6, James Pressnall, by a vote of 7-0. (JM)

Agency motion to dismiss was granted in #AC87-74, Paul and Jean Corley, by a vote of 7-0. (JD)

By a vote of 5-2 a joint request to modify Condition #1 of an April 1, 1987 Board Order was granted and Petitioners were requested to provide an explanation or justification for the request within 35 days in #86-1, City of Peru. Messrs. B. Forcade and J. Theodore Meyer dissented. (JD)

Request to withdraw petition for variance was granted in #87-110, Pfizer Pigments, by a vote of 7-0. (BF)

Motion to file Agency Recommendation Instantier in #87-137, City of Delavan, will be taken with the case in chief.

These cases were discussed and held to December 3, 1987 for possible consideration: ##84-64, Rodger Diamond; 85-154, Modine Manufacturing; 87-39, Village of Roselle; 87-75, Waste Management; 87-122, Wabash and Lawrence Counties; 87-133, McLean County Disposal.

These regulatory matters were discussed and held to November 25, 1987 for possible consideration: R82-14, RACT III, 3M Company; R85-20, New Source Review; R86-36, Heavy Duty Off-Highway Vehicles; R86-39, SOCOMI VOC; R86-40, Air Oxidation SOCOMI.

These regulatory matters were discussed and held to December 3, 1987 for possible consideration: R82-1(B), Opacity; R82-14, RACT III, Fasteners.

In amended petitions these actions were taken by a vote of 7-0: ##87-67, American National Can, hearing authorized; 87-136, Roadmaster Corporation, hearing authorized, **Order by B. Forcade.**

In new cases these actions were taken by a vote of 7-0: ##87-167, Admiral v. EPA, hearing authorized, **Order by B. Forcade;** 87-169, Mar Lynn Wright v. Kirby-Coffman, Inc., joint motion to dismiss with prejudice granted, **Order by J. Dumelle;** 87-170, Trilla Steel Drum Coporation v. EPA, hearing authorized, **Order by B. Forcade;** 87-172, Stepan Company v. EPA, hearing authorized, **Order by B. Forcade;** 87-173, John Ash v. Iroquois County Board, hearing authorized, **Order by B. Forcade;** Illinois Department of Transportation, Harvey Walner, **Chairman authorized to sign the permit document and to prepare an Order;** 87-176, Kempen Paint Company v. EPA, provisional variance granted, **Order by J. Dumelle;** 87-177, Taracorp Industries v. EPA, provisional variance granted, **Order by J. Dumelle.**

New case #R87-38, Proposed Amendments to Subtitle B, Air Pollution, Chapter I, Subpart J, Monitoring and Testing (jointly filed by IMA, EPA and CBE), was accepted for publication and hearing by a vote of 6-0. B. Forcade abstained.

Motion to substitute Complainant's Counsel in #85-38, Heckett, was referred to the Hearing Officer for disposition.

Motion to substitute Respondent's Counsel in #86-8, Heckett, was

referred to the Hearing Officer for disposition.

These Administrative Citations were received by the Board:
##87-104, Eugene Funk; 87-105, Village of Lake Bluff; 87-106,
Everett Allen; 87-107, C.B. Roofing Company; 87-108, Thomas
Rosenquist; 87-109, Macon County Landfill, Corp.; 87-110, M.I.G.
Investments, Inc.; 87-111, James Esarey.

Minutes of the October 29, 1987 Board Meeting were approved by a
vote of 7-0.

All matters not disposed of as listed were ordered held to
December 3, 1987 for possible consideration. (Thereafter the
meeting was recessed to the afternoon but was not reconvened)

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control
Board, hereby certify that the above Minutes were approved this
3rd day of December, 1987 by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
NOVEMBER 19, 1987 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

DECISIONS:

- * 85-203 City of Farmington (JD)(open waiver)_____
- 85-218 City of Belleville CSO, Opinion (JD)_____
- 86-26 Forest Electric Company (JD)_____
- 86-110 Village of Dunlap (JD)_____
- 86-136 Par Steel Products (JD)_____
- * 87-92 City of Rockford (JM)(due)_____
- * 87-94 Riverside Coatings (JA)(due 12/3)_____
- 87-134 IDOT, Great Lakes Naval Center (JD)_____
- 87-144 _____
- * 87-137 City of Delavan (JD)(due 1/7)_____
- * 87-140 Village of Hinckley (RF)(due 2/4)_____
- R82-14 RACT III (3-M Company), Opinion and Order (BF)
- _____
- R86-44 Pretreatment Regulations, Interim Order (JM)
- _____

AC DECISIONS:

- 87-95 City of Herrin_____
- _____

AC MOTIONS:

- 87-6 James Pressnall - Agency motion for reconsideration
(10/21)(JM)_____

*INDICATES VARIANCE OR PERMIT APPEAL
**INDICATES ADMINISTRATIVE CITATION APPEAL

AC MOTIONS: (Cont'd)

87-74 Paul & Jean Corley - Agency motion to dismiss (11/17)

MOTIONS:

78-139 Vickery Manor - motion to vacate dismissal, reinstate cause, and to dismiss North Hills Mutual Sewer Association (10/23)

84-124 Overnite Trucking - motion to close Docket (11/3)(BF)

86-1 City of Peru - joint request to modify April 1, 1987 Board Order (11/2)(JD)

87-51 A.R.F. Landfill - motion for reconsideration (11/5)(JD)

87-110 Pfizer Pigments - request to withdraw petition for variance extension (11/2)(BF)

87-137 City of Delavan - motion to file Agency Recommendation Instanter (11/3)(JD)

87-149 USI Chemical - Agency motion to dismiss (11/9), response (11/16)

87-161 Dept. of the Army - Objection (11/9)

R77-4 Airport Noise - motion to defer Rulemaking (11/2), response (11/16)(JM)

R87-34 Cities of Rock Island & East Moline - Agency motion to
R87-35 consolidate (11/12)

DISCUSSIONS:

84-64 Rodger Diamond (BF)

* 85-154 Modine Manufacturing (RF)(open waiver)

* 87-39 Village of Roselle (JA)(duel/7)

* 87-75 Waste management (See also motion to Strike Section I of Petitioner's Brief (11/12) and motion for leave to file Amicys Brief in Support of Respondent Lake County (11/12))(RF)(due 12/17)

DISCUSSIONS: (Cont'd)

- * 87-122 Wabash & Lawrence Counties (JM)(due 12/3)_____
- * 87-133 McLean County Disposal (JTM)(due 12/17)_____
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REGULATORY DISCUSSIONS:

- R82-1 Opacity, Proposed Rule, First Notice, Opinion and
(B) Order (Possible enactment at Special Board Meeting
on November 25)(JD)_____
- R82-14 RACT III, Fasteners (Possible enactment at Special Board
Meeting on November 25)(BF)_____
- R85-20 New Source Review, Proposed Rule, Second Notice, Opinion
and Order (Possible enactment at Special Board Meeting
on November 25)(JD)_____
- R86-36 Heavy Duty Off-Highway Vehicles (Possible enactment at
Special Board Meeting on November 25)(RF)_____
- R86-39 SOCM I VOC (Possible enactment at Special Board Meeting
on November 25)(JD)_____
- R86-40 Air Oxidation SOCM I (Possible enactment at Special Board
Meeting on November 25)(JD)_____
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AMENDED PETITIONS:

- 87-67 American National Can (filed 11/6)_____
- 87-136 Roadmaster Corporation (filed 11/13)_____
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NEW CASES:

- 87-167 Admiral v. EPA_____
- 87-168 Theresa Castellari, et al. v. Jeffrey Pauline (11:00
a.m. December 3, 1987)_____
- 87-169 Mar Lynn Wright v. Kirby-Coffman, Inc., IEPA and Village
of Crestwood (See also motion to postpone action of any
nature until 12/3)(11:00 a.m.)_____
- 87-170 Trilla Steel Drum Corp. v. EPA (BF)_____

NEW CASES: (Cont'd)

- 87-171 Richard and Sally Moore v. Archer Daniels Midland
Company (11:00 a.m.) _____
- 87-172 Stepan Company v. EPA (BF) _____
- 87-173 John Ash v. Iroquois County Board (BF) _____
- 87-174 IDOT, Harvey Walner (JD) _____
- R87-38 Proposed Amendments to Subtitle B, Air Pollution,
Chapter I, Subpart J, Monitoring and Testing (jointly
filed by IMA, EPA and CBE) _____
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NEW AC CASES:

- 87-104 Eugene Funk _____
- 87-105 Village of Lake Bluff _____
- 87-106 Everett Allen _____
- 87-107 C. B. Roofing Company _____
- 87-108 Thomas Rosenquist _____
- 87-109 Macon County Landfill, Corp. _____
- 87-110 M.I.G. Investments, Inc. _____
- 87-111 James Esarey _____
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MINUTES:

October 29, 1987 _____

PENDING CASES ASSIGNED:

81-151 Dean Food (BF)
* 83-49 Alton Packaging (RF)(open waiver)
* 83-55 Alton Packaging (RF)(open waiver)
84-83 Russell Perkinson (JM)
84-93 S.C. Industries (BF)
84-119 Pow Wow Club (JD)
84-124 Overnite Trucking (BF)
85-19 Monsanto (BF)
* 85-95 Citizens Utilities (Remand)(JTM)(open waiver)
85-136 Navem Patel (BF)
85-137 Fred Jurcak (Remand)(JD)(open waiver)
* 85-166 Citizens Utilities (JTM)(open waiver)
* 85-170 Illinois Power Company (JM)(12/17)
* 85-179 Camsco Produce Company (JTM)(due 1/21)
* 85-190 Sours Grain (JD)(open waiver)
* 85-209 Village of Carol Stream (RF)(due 4/21)
85-213 Village of Western Springs (BF)
85-224 Aurora S.D. CSO (BF)
86-4 City of Morris, CSO (JD)
86-25 Bates Graphic Industries (JD)
86-27 Modine Manufacturing (RF)
* 86-150 American Hoechst (JM)(open waiver)
86-161 Elizabeth Street Foundry (JD)
* 86-174 IBP, Inc. (JM)(open waiver)
* 86-185 Citizens Utilities (JA)(due 2/4)
* 86-187 The New Jersey Zinc (JD)(open waiver)
86-193 City of Freeport (JM)
* 86-218 City of East Moline (JD)(open waiver)
* 86-224 General Tire (BF)(due 12/17)
* 87-7 Pearson Industries (BF)(open waiver)
87-10 Island Lake Water Company (JM)
* 87-15 Honeywell, Inc. (BF)(due 2/4)
87-19 Tammsco, Inc. (JD)
** 87-25 County of Whiteside (MN)
* 87-41 Ekco Glaco (BF)(due 12/17)
* 87-50 Pike County Sand & Gravel (JA)(due 2/4)
* 87-56 Mt. Vernon Association (JA)(due 1/21)
* 87-69 Village of Romeoville (JTM)(due 12/17)
87-71 City of Dixon CSO (JM)
* 87-76 Gertrude Guerrettaz (BF)(due 1/21)
* 87-89 Cargill, Inc. (JM)(due 12/17)
* 87-107 Lake County Public Works (JTM)(due 3/10)
* 87-111 Howard Spurgeon (JM)(due 2/4)
* 87-114 Village of Willowbrook (JA)(due 2/4)
* 87-116 Industrial Services (JA)(due 1/21)
* 87-127 City of East Moline (BF)(due 1/21)
* 87-128 City of East Moline (JA)(due 1/21)

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
November 19, 1987 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

ADDENDUM

MOTIONS:

- 85-38 Heckett - motion to substitute Complainant's
Counsel (11/18)_____
- 86-8 Heckett - motion to substitute Respondent's Counsel
(11/18)_____
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NEW CASES:

- 87-175 Springfield Sanitary District v. EPA (Provisional
Variance)(Note: Agency sent this by Express Mail
on 11/17 and it probably will not arrive until
11/18)(JD)_____