

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
JANUARY 7, 1988 CHICAGO, ILLINOIS

A.M. SESSION

All Board Members were present save for Mr. Dumelle who was ill. The meeting was chaired by J. Anderson.

An Order was adopted in #85-203, City of Farmington, by a vote of 6-0. (JA)

A hearing was authorized in #87-127, City of East Moline, by a vote of 6-0. (BF)

An Opinion and Order was adopted in #87-147, Del Monte, by a vote of 6-0. (RF)

An Adopted Rule, Final Order was adopted in R84-16, Mobil Oil Site-Specific, by a vote of 6-0. (JM)

A Proposed Rule, Publication for Public Comment, Opinion and Order was adopted in R87-30, Envirite Corporation, by a vote of 6-0. (BF)

An Order dismissing the proceedings in this Administrative Citation was adopted by a vote of 5-1: 87-89, Village of East Galesburg. B. Forcade dissented. (JA)

Orders were adopted in these Administrative Citations by a vote of 6-0: ##87-104, Eugene Funk; 87-105, Village of Lake Bluff; 87-106, Everett Allen; 87-110, M.I.G. Investments; 87-111, James Esarey; 87-112, Multi County landfill, Inc.; 87-113, Andrew Kaufman; 87-114, Environmental Reclamation Co.; 87-115, Pekin Metro Landfill; 87-116, Grimms Landfill.

Agency motion for leave to file an amended Administrative Citation in #87-119, McLean County, was granted by a vote of 6-0. (JA)

Motions for rehearing and for the production of Record were denied and motion for leave to appear in behalf of Respondent was granted in #86-26, Forest Electric, by a vote of 6-0. (JA)

Agency motion for leave to file Instanter its First Amended Recommendation was granted in #86-185, Citizens Utilities, by a vote of 6-0. (JA)

Petitioner's motion to continue the hearing in #87-62, Riverside Laboratories, was denied by a vote of 6-0. (JA)

An Order directing the parties to file responses to the Board's

November 25, 1987 Order no later than January 27, 1988, was adopted in #87-149, USI Chemicals, by a vote of 6-0. (JA)

These cases were discussed and held to January 21, 1988 for possible consideration: ##83-132, Dunn Company; 85-190, Sours Grain; 86-193, City of Freeport; 87-17, Citizens Utilities Company; AC 87-25, County of Whiteside; 87-56. Mt. Vernon Association; 87-76, Gertrude Guerrettaz; 87-128, City of East Moline.

These regulatory matters were discussed and held to January 21, 1988 for possible consideration: R82-7, Alton Site-Specific; R82-27, -36, -83-37, Procedural Rules; R85-14, Public Water Supplies Amendments; R86-10, Pharmaceutical VOC; R86-18, Generic RACT; R87-29, UIC Update (January 1, 1987 through June 30, 1987).

In amended petitions these actions were taken by a vote of 6-0: #87-107, Lake County Public Works, 120 day decision timeclock restarted and held for an Agency Recommendation; 87-180, Lawrence Brothers, hearing authorized, **Order by B. Forcade**; 87-198, County of Lake, due to an objection received a hearing was authorized, **Order by B. Forcade**.

In new cases these actions were taken by a vote of 6-0: #87-201, Monsanto Company v. EPA, hearing authorized, **Order by B. Forcade**; 87-202, Illinois Department of Transportation, City of Highland Park et al., **docket opened to allow the Board additional time to review project**; 87-203, Illinois Department of Transportation, U.S. Army Corps of Engineers, **docket opened to allow the Board additional time to review project**; 87-204, USI Chemicals Company (Tuscola Plant) v. EPA, hearing authorized, **Order by B. Forcade**; 87-205, USI Chemicals Company (Morris Plant) v. EPA, hearing authorized, **Order by B. Forcade**; 87-206, C.S. Norcross, Inc. v. EPA, additional information requested, **Order by B. Forcade**; 87-207, Bloomington and Normal Sanitary District v. EPA, held for an Agency Recommendation; 87-208, Federal Paper Board Company, Inc. v. EPA, hearing authorized, **Order by B. Forcade**; 87-209, Reed-Custer Community Unit School District No. 255-U v. Commonwealth Edison Company and EPA, additional information requested, **Order by B. Forcade**; 88-1, Amoco Chemical Company v. EPA, hearing authorized, **Order by B. Forcade**; 88-2, Dow Chemical Company and Mobil Chemical Company, Inc. v. EPA, joint petition segregated into two separate dockets (Mobil Chemical Company docketed as PCB 88-8) and additional information requested, **Order by B. Forcade**; 88-3, Stepan Company v. EPA, hearing authorized, **Order by B. Forcade**; 88-4, Village of Elburn v. EPA, held for an Agency Recommendation; 88-5, Illinois Department of Transportation, Seymour Persky, **docket opened to allow the Board additional time to review project**; 88-8, Mobil Chemical Company, Inc. v. EPA, segregated from joint petition filed in PCB 88-2, Dow Chemical Company, and additional information requested, **Order by B. Forcade**; R87-40, USI Chemicals Company Site-Specific, 200 signature requirement waived and accepted for publication and hearing, **Order by J. Anderson**;

R88-2, UIC Update, docket opened to update Illinois UIC (Underground Injection Control) regulations to correspond with USEPA amendments during the Period July 1 through December 31, 1987, **Order by J. Anderson.**

This Administrative Citation will be set for hearing: 87-109, Macon County Landfill.

These Administrative Citations were received by the Board: #87-122, Hayden Wrecking Corporation; 87-123, ESG Watts, Inc.; 87-124, Modern Business Disposal, Inc.; 87-125, Merle Buerkett; 87-126, Jack Grimm; 87-127, Steve Zimmerman; 87-128, E & E Hauling, Inc.; 87-129, Village of Millstadt; 87-130, Bath, Inc.; 87-131, Principia College; 87-132, Joseph Thomas; 87-133, Macon County Landfill, Inc.; 87-134, H & L Disposal Company.


Minutes of these Board meetings were approved by a vote of 6-0: December 17 and December 22, 1987. **(Thereafter the meeting was recessed until 1:30 p.m.)**

**P.M. SESSION**

In other new cases these actions were taken by a vote of 5-0. Board member J. Marlin was not present for the votes: #88-6, Caterpillar, Inc. v. EPA, provisional variance granted, **Order by J. Anderson**; 88-7, Trail Mobile, Inc. v. EPA, provisional variance granted, **Order by J. Anderson.**

All other matters not disposed of as listed were ordered held to January 21, 1988 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 21<sup>st</sup> day of January, 1988 by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
JANUARY 7, 1988 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-040  
10:30 A. M.

DECISIONS:

- 85-136 Navem Patel (BF) \_\_\_\_\_
- 85-203 City of Farmington, Interim Order (JD) \_\_\_\_\_
- \* 87-127 City of East Moline (BF)(due 1/21) \_\_\_\_\_
- \* 87-133 McLean County Disposal (JD)(due) \_\_\_\_\_
- \* 87-147 Del Monte (RF)(due 1/21) \_\_\_\_\_
- R84-16 Mobil Oil Site-Specific, Adopted Rule, Final Order (JM)  
\_\_\_\_\_
- R87-30 Envirite Corporation, Proposed Rule, Publication for  
Public Comment, Opinion and Order (BF) \_\_\_\_\_
- R88-1 Omnibus Rulemaking, Request for Public Comment, Opinion  
and Order (RF) \_\_\_\_\_

AC DECISIONS:

- 87-89 Village of East Galesburg (JD) \_\_\_\_\_
- 87-104 Eugene Funk \_\_\_\_\_
- 87-105 Village of Lake Bluff \_\_\_\_\_
- 87-106 Everett Allen \_\_\_\_\_
- 87-110 M. I. G. Investments \_\_\_\_\_
- 87-111 James Esarey \_\_\_\_\_

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

AC DECISIONS: (Cont'd)

87-112 Multi County Landfill, Inc. \_\_\_\_\_  
 87-113 Andrew Kaufman \_\_\_\_\_  
 87-114 Environmental Reclamation Co. \_\_\_\_\_  
 87-115 Pekin Metro Landfill \_\_\_\_\_  
 87-116 Grimms Landfill \_\_\_\_\_

AC MOTIONS:

87-119 McLean County - Agency motion for leave to file amended Administrative Citation (12/28)(See also Petition for Review filed 12/24) \_\_\_\_\_

MOTIONS:

86-26 Forest Electric - motions for rehearing, for leave to appear in behalf of Respondent, and for the production of Record (12/23), response (12/29) \_\_\_\_\_  
 86-185 Citizens Utilities - Agency motion to file Instanter (12/18)(JA) \_\_\_\_\_  
 87-34 A.R.F. Landfill - Respondent's motion to dismiss siting application appeal (12/7), response (12/16), objection of Respondent,, Village of Round Lake Park to response of A.R.F. Landfill (12/24)(JM) \_\_\_\_\_  
 87-62 Riverside Laboratories - Petitioner's motion to continue hearing (12/9), Respondent's motion for leave to file Instanter its opposition to motion to continue hearing (12/29)(Note: Hearing Officer has requested that the Board rule on this motion) \_\_\_\_\_  
 87-149 USI Chemicals - Agency motion for extension of time (12/18) \_\_\_\_\_

DISCUSSIONS:

83-132 Dunn Company (BF) \_\_\_\_\_  
 \* 85-190 Sours Grain (JD)(open waiver) \_\_\_\_\_  
 86-193 City of Freeport (JM) \_\_\_\_\_

DISCUSSIONS: (Cont'd)

- 87-17 Citizens Utilities Company (BF) \_\_\_\_\_
- \*\* 87-25 County of Whiteside (RF) \_\_\_\_\_
- \* 87-56 Mt. Vernon Association (JA)(due 1/21) \_\_\_\_\_
- \* 87-76 Gertrude Guerrettaz (BF)(due 1/21) \_\_\_\_\_
- \* 87-128 City of East Moline (JA)(due 1/21) \_\_\_\_\_
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REGULATORY DISCUSSIONS:

- R82-7 Alton Site-Specific (JM) \_\_\_\_\_
- R82-27) Procedural Rules (JTM) \_\_\_\_\_  
R82-36)  
R83-37)
- R85-14 Public Water Supplies Amendments (JA) \_\_\_\_\_
- R86-10 Pharmaceutical VDC (JD) \_\_\_\_\_
- R86-18 Generic RACT, Proposed Rule, Second Notice, Opinion and Order (JM) \_\_\_\_\_
- R87-29 UIC Update (January 1, 1987 through June 30, 1987), Final Opinion and Order (JA) \_\_\_\_\_
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AMENDED PETITIONS:

- 87-107 Lake County Public Works (filed 12/17)(currently awaiting Agency Recommendation) \_\_\_\_\_
- 87-180 Lawrence Brothers (filed 12/31) \_\_\_\_\_
- 87-198 County of Lake (filed 12/23)(currently awaiting Agency Recommendation) \_\_\_\_\_
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NEW CASES:

- 87-201 Monsanto Chemical Company v. EPA \_\_\_\_\_
- 87-202 IDOT, City of Highland Park et al. \_\_\_\_\_
- 87-203 IDOT, U. S. Army Corps of Engineers \_\_\_\_\_

NEW CASES: (Cont'd)

- 87-204 USI Chemicals Company (Tuscola Plant) v. EPA (BF) \_\_\_\_\_
- 87-205 USI Chemicals Company (Morris Plant) v. EPA (BF) \_\_\_\_\_
- 87-206 C. S. Norcross, Inc. v. EPA \_\_\_\_\_
- 87-207 Bloomington & Normal S. D. v. EPA \_\_\_\_\_
- 87-208 Federal Paper Board Company, Inc. v. EPA \_\_\_\_\_
- 87-209 Reed-Custer Community Unit School District No. 255-U v. Commonwealth Edison Company and EPA \_\_\_\_\_
- 88-1 Amoco Chemical Company v. EPA (BF) \_\_\_\_\_
- 88-2 Dow Chemical Company and Mobil Chemical Company, Inc. v. EPA (BF) \_\_\_\_\_
- 88-3 Stepan Company v. EPA (BF) \_\_\_\_\_
- 88-4 Village of Elburn v. EPA \_\_\_\_\_
- 88-5 IDOT, Seymour Persky \_\_\_\_\_
- R87-40 USI Chemicals Company Site-Specific (See also Agency objection to Petitioner's request to waive 200 signature requirement (12/28)) \_\_\_\_\_
- R88-1 Omnibus Rulemaking (See Decisions) \_\_\_\_\_
- R88-2 UIC Update (July 1, 1987 through December 31, 1987)(JA) \_\_\_\_\_

AC APPEALS:

- 87-109 Macon County Landfill \_\_\_\_\_

NEW AC CASES:

- 87-122 Hayden Wrecking Corporation \_\_\_\_\_
- 87-123 ESG Watts, Inc. \_\_\_\_\_
- 87-124 Modern Business Disposal, Inc. \_\_\_\_\_
- 87-125 Merle Buerkett \_\_\_\_\_

NEW AC CASES: (Cont'd)

87-126 Jack Grimm \_\_\_\_\_  
87-127 Steve Zimmerman \_\_\_\_\_  
87-128 E & E Hauling, Inc. \_\_\_\_\_  
87-129 Village of Millstadt \_\_\_\_\_  
87-130 Bath, Inc. \_\_\_\_\_  
87-131 Principia College \_\_\_\_\_  
87-132 Joseph Thomas \_\_\_\_\_  
87-133 Macon County Landfill, Inc. \_\_\_\_\_  
87-134 H & L Disposal Company \_\_\_\_\_

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MINUTES:

December 17, 1987 \_\_\_\_\_  
December 22, 1987 \_\_\_\_\_



PENDING CASES ASSIGNED:

81-151 Dean Food (BF)  
\* 83-49 Alton Packaging (RF)(open waiver)  
\* 83-55 Alton Packaging (RF)(open waiver)  
84-64 Rodger Diamond (BF)  
84-83 Russell Perkinson (JM)  
84-93 S. C. Industries (BF)  
84-124 Overnite Trucking (BF)  
85-18 Concentrate Corporation (JD)  
85-19 Monsanto (BF)  
\* 85-95 Citizens Utilities (Remand)(JTM)(open waiver)  
85-137 Fred Jurcak (Remand)(JD)(open waiver)  
\* 85-140 Citizens Utilities (JTM)(open waiver)  
\* 85-166 Citizens Utilities (JTM)(open waiver)  
\* 85-179 Camsco Produce Company (JTM)(due 2/25)  
\* 85-203 City of Farmington (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)  
86-27 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)  
\* 86-218 City of East Moline (JD)(open waiver)  
\* 87-7 Pearson Industries (BF)(open waiver)  
87-10 Island Lake Water Company (JM)  
\* 87-15 Honeywell, Inc. (BF)(due 4/7)  
87-19 Tammsco, Inc. (JD)  
\* 87-50 Pike County Sand & Gravel (JA)(due 4/7)  
\* 87-69 Village of Romeoville (JTM)(due 2/25)  
87-71 City of Dixon CSO (JM)  
\* 87-107 Lake County Public Works (JTM)(due 4/7)  
\* 87-111 Howard Spurgeon (JM)(due 2/4)  
\* 87-114 Village of Willowbrook (JA)(due 2/4)  
\* 87-116 Industrial Services (JA)(due 4/7)  
\* 87-154 King-Seeley Thermos (JD)(due 2/4)  
\* 87-157 Frantz Manufacturing (JTM)(due 3/24)  
\* 87-173 John Ash (RF)(due 3/10)  
\* 87-198 County of Lake (RF)(due 4/7)