

ILLINOIS POLLUTION CONTROL BOARD
July 8, 1971

CITY OF NAPERVILLE)
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)
 v.) # 71-84
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)
 ENVIRONMENTAL PROTECTION AGENCY)

Opinion of the Board (by Mr. Currie):

The City asks a variance to allow the open burning one day per month of diseased elm trees. Because, as we have held before (e.g., City of Winchester v. EPA, # 70-37, Feb. 8, 1971), burning is a recognized means of avoiding the spread of infection, we grant the petition. However, because past burning at this site has seriously interfered with recreation at nearby athletic fields, we require that burning take place when those fields are not in use. And because we believe the City should investigate equipment that will achieve the same ends with less smoke, we make the variance brief and require efforts in that direction.

ORDER

The City of Naperville is hereby granted a variance to conduct open burning, subject to the following conditions:

(a) Nothing shall be burned except elm trees and elm trimmings.

(b) Burning shall take place no more frequently than one day per month.

(c) Burning shall be done at the site as described in the petition; between the hours of noon and 4 p.m.; only when the wind is between 5 and 20 miles per hour; only when the sky is not overcast; only when the winds are from the east; and only when the burning will not interfere with the use and enjoyment of the athletic fields.

(d) No fuel of lesser quality than number two fuel oil shall be used to promote combustion.

(e) All burning shall be done under the direct supervision of a City employee.

(f) This variance shall expire October 15, 1971.

(g) By September 15, 1971, the City shall report to the Board and to the Agency on its efforts to locate a more suitable burning site and its investigation into the use of an air curtain destructor or other means of reducing emissions.

(h) This variance automatically terminates upon violation of any of the above conditions.

I, Regina E. Ryan, Clerk of the Pollution Control Board, certify that the Board adopted the above Opinion this 8 day of July, 1971.


