

ILLINOIS POLLUTION CONTROL BOARD  
September 9, 1993

DALE DETTLAFF and )  
DEBORAH DETTLAFF, )  
 )  
Complainants, )  
 )  
v. ) PCB 92-26  
 ) (Enforcement)  
 )  
EDUARDO P. BOADO and )  
EPB PARK SERVICES, INC., )  
 )  
Respondents. )

ORDER OF THE BOARD (by B. Forcade):

This matter comes before the Board on a "Motion for Reconsideration" filed on August 2, 1993 by Dale Dettlaff and Deborah Dettlaff (Dettlaffs). The respondents filed a response to the motion for reconsideration on August 12, 1993.

The Dettlaffs petition the Board to reconsider its order of July 1, 1993 which found no violation of the Board's noise regulations and dismissed the matter. The Dettlaffs claim that several facts in the record were overlooked by the Board which led to error in the Board's decision. In particular the Dettlaffs claim that the Board overlooked evidence concerning the Dettlaffs use of the property, the sound measurements taken by the police department, the ownership of the property by Deborah Dettlaff's family for fifty years, modifications to the park and testimony from other neighbors and police officers.

The respondents contend that the motion for reconsideration should be denied. Respondents argue that the Board thoroughly considered the record and that the decision was not in error.

The Board denies the motion for reconsideration. The Board fully considered the evidence in the record and properly weighed all the evidence in making its decision. The evidence as presented in the motion for reconsideration does not compel the Board to reconsider its decision of July 1, 1993. This docket is hereby closed.

IT IS SO ORDERED.

Section 41 of the Environmental Protection Act, (415 ILCS 5/41 (1992)), provides for appeal of final orders of the Board within 35 days. The Rules of the Supreme Court of Illinois establish filing requirements.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 7<sup>th</sup> day of September, 1993, by a vote of 7-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board