

ILLINOIS POLLUTION CONTROL BOARD
July 30, 1992

VILLAGE OF MATTESON,)
)
 Complainant,)
)
 v.) PCB 90-146
) (Enforcement)
 WORLD MUSIC THEATRE,)
 JAM PRODUCTIONS, LTD. and)
 DISCOVERY SOUTH GROUP, LTD.)
)
 Respondents.)

ORDER OF THE BOARD (by B. Forcade):

On July 28, 1992, the parties filed a "Joint Petition to Discontinue Monitoring." The petition requests that the Board temporarily discontinue field monitoring procedures as required in the Board's April 25, 1991 order. In its April 25, 1991 interim order the Board mandated that respondent retain independent consultants to monitor concert performances at two locations.

This procedure has been followed during the 1991 concert season and the 1992 concert season to date. The Village of Matteson and World Music Theatre (Theatre) agree that the current procedure is not producing results which will help resolve the dispute. The parties note that negotiations are currently proceeding between the parties. The parties believe that so long as good-faith is exhibited by the parties in these negotiations, Theatre should realize certain savings associated with the discontinuing of the monitoring and that those savings can be applied to potential capital expenditures which may permanently resolve the issues in the pending complaint.

The Board hereby grants the request of the parties and discontinues the requirement for continuous monitoring.

All hearings have been completed in this matter. The hearing officer's order mandates final briefs to be submitted to the Board by September 18, 1992. Unless a settlement agreement or other appropriate motion is filed in this matter before that date, the Board will proceed to review the record in this matter and make its determination based on the merits of the case.

IT IS SO ORDERED.

0135-0119

I, Dorothy Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 304 day of July, 1992, by a vote of 6-0.

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