

ILLINOIS POLLUTION CONTROL BOARD  
April 7, 1983

JOHN L. DONOVAN, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 81-134  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

CONCURRING OPINION (by J.D. Dumelle):

The length of time this variance is being granted for is too long, in my opinion. Instead of a 4 year period I would have limited the variance to one or two years in order to complete existing contract work, if such contracts do exist into the future.

This operation is causing a continued nuisance to the community. Windows and plaster are being cracked. People are being startled. Daytime sleeping is disturbed. To argue that the cracked windows and plaster is caused by the ground wave is irrelevant. The blasting, which exceeds Board noise standards, causes the ground wave.

I do not believe that any additional significant noise reduction can be achieved at this site. The blasting location is obviously too close to residences. The operation should be relocated. The capital investment in this enterprise is low, The pit cost \$12,000 and the berms \$4,500 (R. 17). That totals \$16,500. Other equipment such as blasting mats and the recording meter can be relocated to a new site.

In 4 years what will happen? The nuisance of cracked windows and plaster and disturbed sleep will have continued for that entire period. And since further blast intensity reduction seems highly unlikely the matter will be again before the Board in 1987.

This operation does not have to be where it is. It serves a national market. Some other location, with adequate buffer distance around it, ought to be found.



Jacob D. Dumelle

Jacob D. Dumelle, Chairman

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was filed on the \_\_\_\_\_ day of \_\_\_\_\_, 1983.

Christan L. Moffett, Clerk  
Illinois Pollution Control Board