

ILLINOIS POLLUTION CONTROL BOARD
April 1, 1982

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Complainant,)
)
v.) PCB 81-157
)
ROME WATER WORKS, INC.,)
)
Respondent.)


ORDER OF THE BOARD (by J.D. Dumelle):

On March 25, 1982 the Illinois Environmental Protection Agency (Agency) filed a motion to dismiss Count VII of this enforcement action without prejudice. Count VII alleges that Rome Water Works, Inc. failed to maintain a proper fluoride ion concentration in its water supply in violation of Rule 306 of Chapter 6: Public Water Supplies. On February 24, 1982 Judge Ronald Nieman issued an Order enjoining enforcement of the fluoridation requirement (Ill. Pure Water Comm. v. IDPH, IEPA and the Alton Water Co., No. 68 E 128; Third Jud. Cir.; Madison Co.), which case is being appealed.

Given these facts, the Agency's motion is granted and Count VII of the complaint is dismissed without prejudice.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 1st day of April, 1982 by a vote of 7-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board