

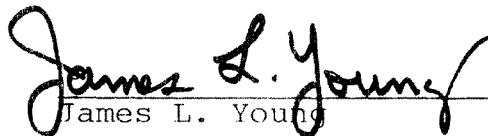
ILLINOIS POLLUTION CONTROL BOARD
March 16, 1978

ENVIRONMENTAL PROTECTION AGENCY,)
)
Complainant,)
)
and)
)
CITIZENS FOR A BETTER ENVIRONMENT,)
an Illinois Not-For-Profit)
corporation,)
) PCB 76-242
Intervenor,)
)
v.)
)
INTERLAKE, INC., a Delaware)
corporation,)
)
Respondent.)

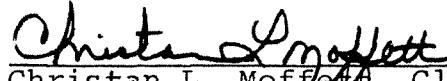
Mr. Larry Blackwood, Assistant Attorney General, appeared on behalf of Complainant;
Mr. Gerald W. Thursby, Rooks, Pitts, Fullagar & Poust, appeared on behalf of Respondent;
Mr. Michael R. Berman, appeared on behalf of Intervenor.

CONCURRING OPINION (by Mr. Young):

Although I concur that additional litigation and further delay in the initiation of a compliance program in this case are not in the best interest of the people of Illinois, I have a serious reservation about allowing a donation to an educational institution in lieu of penalty in settlement of complaints charging violation of the Act and Regulations. I would not do so now but for the fact that the Board has approved settlement stipulations incorporating such provisions in the past. I do not approve of the practice and believe that it should be discontinued after this date.


James L. Young

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Concurring Opinion was submitted to me on the 20th day of March, 1978.



Christan L. Moffett, Clerk
Illinois Pollution Control Board