

ILLINOIS POLLUTION CONTROL BOARD
July 24, 1975


HERBERT F. BANGERT,)
)
 Complainant,)
)
 vs.) PCB 74-295
)
 CITY OF QUINCY,)
)
 Respondent.)

ORDER OF THE BOARD (by Mr. Henss):

On May 28, 1975 Complainant filed "Motion for Modification of Order Entered May 8, 1975, to Grant Rehearing to Complainant". On July 14, 1975 pursuant to Board Order the Complainant expanded upon his request for rehearing. The Board has thoroughly reviewed the Complainant's Motion and all information which bears upon it and we conclude that a rehearing is not justified. Although he has been given several opportunities to do so, the Complainant has not submitted to us any information which would alter the findings and the decision reached by the Board on February 6, 1975. Because Complainant was not represented by counsel in the first hearing, the Board has been lenient in allowing him various opportunities to make his point following our February 6, 1975 decision. Complainant is now represented by counsel and has had additional opportunities to contact professional engineers. In spite of all of this, nothing of substance has been added to the record which could alter our decision or justify a rehearing of the issues. It is time to draw this proceeding to a close and to allow Complainant the further opportunity to pursue these issues in another forum if he chooses to do so.

It is Ordered that the "Motion for Modification of Order Entered May 8, 1975 to Grant Rehearing to Complainant" be and it is hereby denied.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted the 24th day of July, 1975 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board