

ILLINOIS POLLUTION CONTROL BOARD
June 26, 1975

PEOPLE OF THE STATE OF ILLINOIS)
and the ENVIRONMENTAL PROTECTION)
AGENCY,)
Complainants,)
v.)
ROUND LAKE SANITARY DISTRICT,)
an Illinois Municipal Corporation,)
Respondent.)

PCB 75-33 and 75-65
Consolidated

ROUND LAKE SANITARY DISTRICT,)
An Illinois Municipal Corporation,)
Petitioner,)
v.)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Respondent,)
and)
ROUND LAKE AREA CONCERNED LANDOWNERS,)
CITIZENS AND DEVELOPERS ASSOCIATION,)
Third Party Intervenor.)

INTERIM OPINION AND ORDER OF THE BOARD (by Mr. Goodman):

On June 6, 1975, the Pollution Control Board (Board) ordered Third Party Intervenor, Round Lake Area Concerned Landowners, Citizens and Developers Association (Intervenor), to file a brief in support of its contention that a full and complete hearing required the presence of the Board. Said brief was to be filed within seven days of the Order. To date, the Board has received the brief of the Attorney General in opposition to Intervenor's motion. Intervenor has failed to file any memoranda whatsoever.

It is the finding of the Board that hearings before a Board appointed Hearing Officer complies with the requirements of fairness and due process of law. See Morgan v. United States, 304 US 1 and Fry v. PCB, 314 NE. 2d 350 (1974).

Therefore, it is the Order of the Board that Intervenor's motion be and is hereby denied.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 26th day of June, 1975, by a vote of 4-1.

Christan L. Moffett, Clerk
Illinois Pollution Control Board