

ILLINOIS POLLUTION CONTROL BOARD  
June 25, 1987

JANICE E. BOSWELL, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 86-198  
 )  
 CITY OF KEWANEE, a Municipal )  
 Corporation of Illinios, )  
 )  
 Respondent. )

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

This matter comes before the Board upon a Motion to Dismiss Complaint filed June 4, 1987, by the City of Kewanee (City) and as a result of a Motion to Continue Hearing filed on June 8, 1987, also by the City. The Motion to Continue Hearing was filed with the Hearing Officer, who granted the motion and continued the hearing until further order of the Board.

In its Motion to Continue, the City alleged that it intended to adopt at its June 10, 1987, City Council meeting an ordinance that would comply with the provisions of the Illinois Environmental Protection Act and the Rules of the Pollution Control Board. Based in part on this allegation, the Hearing Officer granted the Motion to Continue. The Board, however, has not received any information as to whether the City has, in fact, amended its ordinance. The Board believes that this information is necessary to adequately consider the pending Motion to Dismiss. Therefore, the Board requests the parties to submit additional information regarding (1) what action, if any, the City Council took toward amending its Ordinance, and (2) what the parties' intentions are as to further proceedings before the Board, i.e. is the amendment, if any, satisfactory to the Complainant?

The parties are requested to respond within 15 days of the date of this order. Ruling on Respondent's Motion to Dismiss is accordingly postponed until such time as the Board is notified of this information.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 25<sup>th</sup> day of June, 1987 by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board