

ILLINOIS POLLUTION CONTROL BOARD  
November 3, 1983

MIDWEST SOLVENTS COMPANY OF ILLINOIS, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 83-159  
 )  
 )  
 ) ILLINOIS ENVIRONMENTAL PROTECTION )  
 ) AGENCY, )  
 ) Respondent. )

CONCURRING OPINION (by J.D. Dumelle):

My main reason for concurring in this provisional variance grant is the conclusory nature of the environmental impact as presented by the Agency. The BOD discharges are being increased by 150% in this variance (from 20 mg/l to 50 mg/l) into the Illinois River just upstream of the LaGrange Pool. This portion of the Illinois River has long had low dissolved oxygen levels. Yet we have here only a conclusory statement about environmental impact with no showing that the dissolved oxygen problem has even been specifically studied.

I agree with Board Member Joan Anderson that the instant petition is deficient on its face since an initial 45-day period is all that is contemplated by the statute. The conventional variance route with expedited consideration, if necessary, should have been used in this case.



Jacob D. Dumelle, Chairman

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Concurring Opinion was filed on the 4<sup>th</sup> day of November, 1983.



Christan L. Moffett, Clerk  
Illinois Pollution Control Board