

ILLINOIS POLLUTION CONTROL BOARD
May 11, 1978

IN THE MATTER OF:)
)
MOTOR RACING NOISE) R75-11
REGULATIONS)

DISSENTING OPINION (by Mr. Young):

I filed a Dissenting Opinion in R74-10, the Motor Vehicle Noise Regulations proceedings adopted by the Board on May 26, 1977, because I found no authority in the Act for the promulgation of equipment standards such as enacted in Rules 301, 302 and 313(b) of Chapter 8.

The Motor Racing Noise Regulations adopted on May 11, 1978, are, in part, deficient for the reasons set forth in my dissent in R74-10. I believe that adequate noise emission reduction from motor racing facilities can and should be accomplished within the authority of Section 25 of the Act. It is my further opinion that reasonable numerical property line noise limitations can be established for such facilities and that methods of compliance are best left to the motor racing operators and participants. This conclusion is, of course, at odds with the majority position expressed on pages 6 and 7 of the Opinion.


James L. Young

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Dissenting Opinion was submitted to me on the 23RD day of May, 1978.


Christan L. Moffett, Clerk
Illinois Pollution Control Board