


ILLINOIS POLLUTION CONTROL BOARD
October 19, 1995

IN THE MATTER OF:)
)
PETITION OF THE CITY OF) PCB 86-2
LASALLE FOR EXCEPTION TO THE) (CSO Exception)
COMBINED SEWER OVERFLOW)
REGULATIONS)

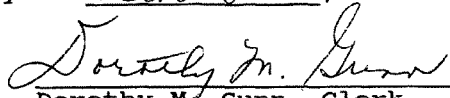
DISSENTING OPINION (by J. Theodore Meyer):

I dissent from the majority order to highlight the fact that the Illinois Environmental Protection Agency (Agency) has not filed its response in this matter. On September 7, 1995 the Board, in reporting that an amended petition had been received in this matter, indicated that it would hold its decision until the Agency filed its response. More than 30 days have passed with no Agency response. This is the second time in this case that the Board has had to set a deadline for an Agency response. I find this Agency hand-holding to be unnecessary and especially troubling in an 11-year-old case.

For these reasons, I respectfully dissent


J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above dissenting opinion was filed on the 31st day of October, 1995.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board