

ILLINOIS POLLUTION CONTROL BOARD

May 1, 1980

MISSISSIPPI RIVER GRAIN ELEVATOR, INC.,)
)
) Petitioner,)
)
) v.) PCB 80-19
)
) ILLINOIS ENVIRONMENTAL PROTECTION)
) AGENCY,)
)
) Respondent.)

SUPPLEMENTAL STATEMENT (by Chairman Dumelle):

The instant case has "Catch-22" ramifications. If the variance were not granted, the Petitioner could not obtain the construction permits necessary to come into compliance with the Board regulations. A denial would lengthen the period of violation.

The Board's duty is to reduce pollution. The record is not clear as to the actual emissions. The parties differ in their estimates by a factor of 69. The regulation, however, requires a specified capture efficiency that must be met. At some point then, the emissions prior to improved control will have to be known in order to certify compliance.

The Clean Air Act requirements for modelling and monitoring should not work to delay installation of pollution abatement equipment. Where an industry is willing to install control equipment it ought to be given a green light as was done in this case.



Jacob D. Dumelle

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Supplemental Statement was filed on the 6th day of May, 1980.



Christan L. Moffett, Clerk
Illinois Pollution Control Board