

ILLINOIS POLLUTION CONTROL BOARD
October 30, 1975

IN THE MATTER OF:)
) R 75-14
BEVERAGE CONTAINER REGULATIONS)

OPINION AND ORDER OF THE BOARD (By Mr. Dumelle):

A citizen's petition was filed with the Board by the "Student Environmental Center, Southern Illinois University at Carbondale" proposing a regulation for the control and recycling of beverage containers. A statement of reasons supporting the proposal was attached in accordance with Section 203 of the Procedural Rules, and the petition bore the requisite two-hundred signatures.

A similar petition was received by the Board in 1971. We dismissed that petition for want of jurisdiction, holding that Section 6 of the Environmental Protection Act prohibited such a regulation until after the Board had received the recommendations of the Solid Waste Management Task Force established therein. In the Matter of Non-Returnable Cans and Bottles, R 71-7, 1 PCB 305 (1971). Such recommendations were thereafter transmitted to the Board, together with a suggested form of a regulation requiring a mandatory deposit on the sale of beverages in beverage containers. Hearings were authorized on January 11, 1972 (R 71-24, 3 PCB 471). Thirteen days of hearings have been held-- the latest in December, 1974-- and a voluminous record has been gathered. On July 24, 1975 we remanded the proceeding to the Illinois Institute for Environmental Quality to prepare and publish within six months a study which evaluates the environmental costs and benefits of the proposed regulation (18 PCB 198).

As the issues of fact and law involved in the instant petition and the current proceeding are likely to be identical, we hereby consolidate the two proceedings. Additional hearings will be scheduled after receipt of the Institute study. The record in R 71-24 is available for review to the present petitioner at the Board offices.

IT IS SO ORDERED.

Mr. Zeitlin abstains.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 30th day of October, 1975 by a vote of 3-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board