

ILLINOIS POLLUTION CONTROL BOARD
September 12, 1974

LITTLE SILVER LAKE IMPROVEMENT ASSOCIATION,)
an Illinois not-for-profit corporation,)
vs.)
WASTE MANAGEMENT, INC., WASTE MANAGEMENT OF)
ILLINOIS, INC.)
CCD DISPOSAL CO.,)
HOD DISPOSAL, INC.)
THE MAYOR AND BOARD OF TRUSTEES)
OF ANTIOCH, ILLINOIS,)
THE DEPARTMENT OF HEALTH OF)
LAKE COUNTY.)

PCB 74-304

ORDER OF THE BOARD (by Mr. Dumelle):

The Pollution Control Board hereby dismisses the above-captioned complaint without prejudice.

Complainant has included allegations over which the Board has no jurisdiction or which seek premature review of a permit currently on file with the Agency. In fairness to the named Respondents, the Board has dismissed the complaint rather than having the extraneous material stricken.

A partial listing of material facts, allegations, and prayers over which the Board has no jurisdiction are as follows:

Count I, Paragraphs 8, 9, 10 and 13 as applied to
future activities

Count II, Paragraphs 8 and 11(d)

Count VI as it applies to flooding rather than pollution.

This listing is not meant to be complete, nor does it indicate Board acceptance of other individual counts on Paragraphs and as such does not prejudice any party.

In the event Complainant files a new complaint, Complainant should examine Board Procedural Rules 304 and 305. A complaint should clearly state what provisions of the Act or Board Regulation is alleged to have been violated. The complaint should also include a short, concise statement of the facts sufficient to apprise the Respondent of the nature of the alleged violations.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on this 12th day of September, 1974 by a vote of 4-0.

Christan L. Moffett