


ILLINOIS POLLUTION CONTROL BOARD
February 8, 1990

PETER AREDOVICH and)	
PATRICIA LISTERMAN,)	
)	
Petitioners,)	
)	
v.)	PCB 88-127
)	(Enforcement)
KOPPERS COMPANY, INC.,)	
)	
Respondent.)	

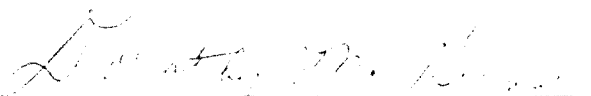
CONCURRING OPINION (by J. Theodore Meyer):

I agree with the outcome reached by the majority, which found Koppers in violation of Section 9(a) of the Environmental Protection Act. As I stated in dissent in Will County Environmental Network v. Gallagher Blacktop, PCB 89-64, January 11, 1990, I would prefer that the Illinois Environmental Protection Agency (Agency) be involved in these types of enforcement actions. However, after the Appellate Court's recent decision in Modine Manufacturing Company v. Pollution Control Board, No. 2-89-0441, February 1, 1990, I am convinced that this Board must do all it can to work toward reasonable resolution of all types of enforcement cases. For these reasons, I concur.



J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was filed on the 9th day of February, 1990.



Dorothy M. Gunn, CLerk
Illinois Pollution Control Board