

ILLINOIS POLLUTION CONTROL BOARD
August 5, 1971

GETZ FIRE EQUIPMENT CO.)
)
)
 v.) #PCB71-141
)
)
 ENVIRONMENTAL PROTECTION AGENCY)

OPINION AND ORDER OF THE BOARD (BY MR. CURRIE):

Getz Fire Equipment Co. seeks to conduct from 65 to 105 different instances of open burning throughout central Illinois for the purpose of instructing people in fire fighting.

The petition contains no information concerning the hardship to the firm which compliance with the law would entail. Further, unlike other cases where we have permitted open burning for training purposes (e.g., Deere & Co. v. EPA, #70-20, December 22, 1970), in the present case we do not even know who is to receive the training. Neither do we know anything about the potential annoyance to the public which might result. Although the petition assures us that "no detrimental impact upon adjacent properties or occupants" will occur, we can not see how such a blanket assurance can be made when obviously even petitioner does not indicate where or when any of the training sessions will occur. We agree with the Agency's recommendation that for these reasons the petition be denied.

The proposed open burning regulations would allow the Agency to permit open burning for fire fighting training on a case by case basis under a permit system, but even under these rules the Agency could not grant the blanket exemption from the law requested here.

Petition is denied.

I, Regina E. Ryan, Clerk of the Illinois Pollution Control Board, certify that the above Opinion and Order was adopted on the 5 day of August, 1971.

