

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING

April 4, 1972

All Board Members except Mr. Aldrich were present.

The Board adopted the following opinions and orders by a vote of 4-0: In E.N. Maisel & Associates, PCB 71-285, the Board amended its December 9, 1971 order by striking paragraph 1 and replacing it with a more detailed paragraph. Chicago Housing Authority, PCB 71-320, was ordered to cease and desist from the incineration of refuse at Bridgeport Homes and to pay a \$200 penalty for violations. Village of Deerfield, PCB 72-9, was dismissed as moot, since the Village's proposed schedule for sewage treatment is within the new December 1973 deadline of the Revised Water Quality Standards of March 7, 1972. Congregation Am Echod, PCB 72-11, and North Shore Industrial & Research Centre, PCB 72-12, were dismissed as moot in light of the variance granted the North Shore Sanitary District (PCB 71-343) on March 2, 1972, which allows the petitioners to apply to the District for permits to connect to the sewers. The Metropolitan Sanitary District case, PCB 72-24, was dismissed as moot, since the Water Quality Standards Revisions were adopted March 7, 1972. Subsequently the District filed a new petition, PCB 72-110, asking for a variance from the new standard until May, 1974. Action was delayed pending Agency recommendations. In George Knight, PCB 72-44, and James (Rusty) Kruse, PCB 72-45, cease and desist orders were passed and penalties in the amounts of \$250 and \$1,000, respectively, were imposed. The Gulf, Mobile and Ohio Railroad Company (PCB 72-116) petition for a one-year variance for its coal-fired boilers was dismissed.

Discussion in City of Silvis, PCB 72-157, was postponed, since the parties in the case will be submitting reports within 60 days. Central Soya, PCB 72-27, was dismissed as moot by a vote of 4-0. Action was postponed in McHugh, Healy & Keeny Construction, PCB 71-291, regarding Motion to Dismiss by City of Chicago; in Glidden-Durkee, Division of SCM Corp., PCB 71-368, regarding Motion to Allow Motion to Dismiss to Stand Against the Second Amended Complaint; and in Citizens Utilities, PCB 72-69, Motion to Dismiss by EPA. In Nickel Bros. Tree Service, PCB 71-392, action was postponed pending EPA recommendation. The Motion to Dismiss by Union Carbide Corp., PCB 72-54, was denied by a vote of 4-0, and Mr. Currie will supply the order.

Minutes for March 7 and 14 were adopted by a vote of 4-0.

Hearings are mandatory in the following cases: EPA v. Livingston Stone Co., PCB 72-123; EPA v. Roy Frietsch & Earl I. Swords, PCB 72-124; EPA v. Swift & Co., PCB 72-125; EPA v. Kankakee Foundry, PCB 72-126; EPA v. Tucker Freight Lines, Inc., PCB 72-128; EPA v. Henry DeBoer d/b/a Marengo Disposal Co. et al, PCB 72-129; and EPA v. Otto E. Dobbeke, Jr. et al, PCB 72-130.

Hearings were authorized in the following cases: Crane Packing Co., (Morton Grove), PCB 72-131; Crane Packing Co. (Crystal Lake), PCB 72-132; Chesapeake & Ohio Railroad & Baltimore & Ohio Railroad Co., PCB 72-133; and Temperature Standards for Lower Des Plaines River, # R 72-4. Mr. Kissel agreed to add EPA proposed amendments and a revision respecting treatment for large plants outside the Metropolitan Sanitary District for hearing purposes.

Action was postponed pending EPA recommendation in Winslow H. Adams, Jr. and M. Carroll Adams, PCB 72-121, and pending receipt of additional information requested by the Board in City of Galena, PCB 72-122. The variance petition in 183rd Tactical Fighter Group, PCB 72-127, was dismissed by a vote of 4-0.

Mr. Kissel agreed to write to the Atomic Energy Commission presenting the Board's comments regarding the Draft Environmental Impact Statement, Quad-Cities Nuclear Power Station Units #1 and #2.

The Board agreed to postpone the formal hearings in R70-17, DuPage County Sewage Regionalization, until funds are available and, likewise, to postpone the July 1 deadline for the submission of the Hearing Officers' Recommendations to the Board.

Mr. Kissel agreed to ask the parties in pending nuclear cases for their views as to the impact of the U.S. Supreme Court's Northern States Power Company decision on Board jurisdiction.

Mr. Dumelle asked to be recorded as voting aye on the earlier motion to adopt the Water Quality Standards, # R 71-14.

Mr. Currie agreed to ask the Institute for a progress report on Board projects.

Action in R 71-23, Air Regulations, was postponed until decision in the case on April 5, at 2:15 p.m., at which time the Board will hold a special meeting. (The April 5 meeting was later cancelled).

I, Christan L. Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above Minutes this 25 day of April, 1972, by a vote of 5-0.


