

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING

October 17, 1972 309 W. Washington, Chicago

All Board members were present.

Opinions and orders were adopted in the following cases: ##71-208, Union Electric, vote of 5-0; 72-146, Duntzman, vote of 5-0; 72-199, 238, Southern Ill. Power, vote of 5-0; 72-206, Riley, vote of 4-1, Mr. Dumelle dissented; 72-243, Frye, vote of 4-1, Mr. Dumelle dissented; 72-252, Enders, vote of 5-0; 72-254, Hearnes; vote of 5-0; 72-257, Hawkins, vote of 5-0; 72-292, USI, vote of 5-0; 72-306, Freeman Coal, vote of 5-0, Mr. Currie to prepare an opinion and order; 72-308, General Iron, vote of 5-0, Mr. Currie to prepare an opinion and order; 72-310, Wineman, vote of 5-0; 72-382, Bartell, vote of 5-0.

In ##72-196, Rafacz and 72-259, National By-Products, decisions were put over to Oct. 24, 1972.

An opinion and order vacating the Hearing Officer's order on continuance in #72-288, Acme, was adopted by a vote of 5-0.

Parties in #72-364, Semco, made a motion for oral argument. The Board agreed and set it for 1:30 P.M.

Mr. Dumelle agreed to review and start summarizing the matter of #71-59, Elgin Jaycees.

In #71-88, Ralston, after some discussion, Mr. Currie said he would prepare an order on the proposed settlement for decision Oct. 24, 1972.

Oral argument was held in #72-364, Semco on motion for briefs in lieu of hearing. The Board voted 5-0 to go on with the hearing and Mr. Currie said he would prepare an order. A transcript of the proceeding was taken.

Discussions were held in ##71-370, Bosch, Mr. Dumelle to prepare an opinion for October 24, 1972; 72-67, Byron, Mr. Currie to prepare an opinion for October 24, 1972.

#72-70, S.W. Regional Port Dist. was put over pending receipt of EPA response.

Opinions in ##72-79, Sangamo and 72-83, Cilco will be prepared by Mr. Currie and set for discussion October 24, 1972.

##72-81, Tee-Pak and 72-125, Swift were put over to discuss again Oct. 24, 1972.

After some discussion, Mr. Henss agreed to prepare an opinion in ##72-149, 72-129, Lockport Trucking and Mr. Currie for #72-190, Ill. Power both for decision Oct. 24, 1972.

Parties were present in #72-253, Olin Corporation for discussion. The Board requested additional information and a further waiver.

Under further discussions: ##72-287, Shumway, Mr. Lawton to prepare an opinion for Oct. 24; 72-321, International Harvester, Mr. Currie agreed to prepare a draft opinion for discussion Oct. 24 or decision if not waived; Mr. Henss agreed to prepare an opinion in 72-338, Mattison Machine Works for Oct. 24; a hearing was authorized in 72-361, Bederman; 72-376, Macomb was held over pending receipt of additional information.

Petitioner appeared in #72-378, Grant Park and the Board voted 5-0 to issue an order. Mr. Dumelle will prepare the order.

The Board decided to refer #72-395, Palumbo to the EPA for investigation since complainant was not prepared to prosecute.

Mr. Henss noted that all the transcripts had not been received in R72-11 Open Burning Amendments and questioned whether the Board could take any action against the court reporting service. The Board decided to request that transcripts be expedited and put the matter over for discussion Oct. 24.

A motion for reconsideration in #72-198, High Lake Poultry, was denied by a vote of 5-0. Mr. Dumelle will prepare the order.

Mr. Parker agreed to prepare an order in #72-286, Evanston on motion to adopt H.O. orders for Oct. 24.

The Board voted 5-0 to deny the motion for non-disclosure with leave to amend in #72-328, Peabody Coal, Mr. Parker to supply an order.

Minutes for October 3 and October 10, 1972 were adopted by a vote of 5-0.

In new cases the following actions were taken: ##72-399, Henry Beran, ordered held for EPA recommendation; 72-400, Danville Sanitary Dist. dismissed by a vote of 5-0, Mr. Lawton to prepare an order; 72-401, Sherwin-Williams, ordered held for EPA recommendation; 72-402, Lake Forest Savings and Loan, hold for additional information and EPA recommendation, Mr. Lawton to prepare an order; 72-403, EPA v. Producers Mining, hearing mandatory.

Mr. Currie noted that he concurred in all Board actions taken Sept. 6 and Sept. 12, 1972, while he was on vacation.

I, Christian L. Moffett, Clerk of the Pollution Control Board, do certify that the Board adopted the above minutes this 8th day of Nov., 1972, by a vote of 5-0.

