

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
JANUARY 23, 1973 CHICAGO, ILLINOIS

All Board Members were present.

Opinions and orders were adopted by a vote of 3-0: ## 72-87, Johnson-Blackwell; 72-201, Chirillo; 72-427, Whetzel; 72-434, Hanna (Order only); 72-440; Steele, (order only); 72-442, Foss Park; 72-459, Keystone; 72-461, Frye; 72-471, Freeport; 72-474, Kenilworth; 72-515, Richardson.

Decisions in these cases were put over to January 30: ## 71-326, Allied; 72-450, Olin.

An order on a motion for clarification in #71-364, Augusta was adopted 3-0.

A motion for oral argument in #71-59, Elgin was granted 3-0 and set for February 7, 1973 at 10:00 A.M.

A motion to dismiss in #72-226, Lonaz and motion to dismiss in #72-328, Peabody Coal were ordered taken with cases.

A motion to decide without hearing in #72-500, Decatur was put over to Jan.30 discussion.

Motion to withdraw in #72-504, Nashua was granted 3-0, Mr. Lawton to prepare an order.

In #71-106, Seegren the Board decided not to appeal the Appellate court's decision to the Supreme Court.

These cases were discussed and assigned for decision January 30: ## 72-4. Lenz(DH); 72-61, Denny (DH); 72-84, Custom Farm (SL); 72-95, Halvorsen(SL); 72-123, Livingston (DH); 72-163, Beecher (SL); 72-276, Aurora (JD); 72-303, Tuscola (SL); 72-320, Central Soya(SL); 72-418 - 415 Armak(SL); 72-258, Bell & Zoller(DH); 72-266, Washington (SL).

These cases were put over for decision to January 30: ## 71-104, Gages Lake(JD); 72-188, Ashland (SL); 72-393, E. St. Louis, 72-396, Sauget, 72-407, Sauget(JD) (if decision date waived); 72-420, Pekin Lake(JD).

A motion to decide without hearing in #72-499, Stone was denied 3-0. Mr. Lawton will prepare an order.

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The Board decided to allow a variance in #72-397, Marquette. Mr. Henss to prepare an order for Jan. 30.

A hearing was authorized in #72-467, Arbor Destructo.

Proposed amendments to the Noise Regulations (R72-2) filed by Peabody Coal and Campbell Soup were authorized for Newsletter publication.

These actions were taken in new cases filed: ## 73-12, Mississippi Lime, hearing authorized 3-0; 73-13, Sherwin-Williams (dismissed Jan. 16); 73-14, Texaco, Hearing authorized 3-0; 73-15, Exchange Bank, hearing authorized 3-0; 73-16, Kankakee Foundry, hearing authorized 3-0; 73-17, Opitz, request additional information, Mr. Dumelle to prepare an order; 73-18 Commonwealth Edison, Hearing authorized 3-0; 73-19, Citizens v. Glenview Naval Station, hearing authorized 3-0; 73-20, Peters, hold for EPA recommendation; 73-21, Enterprise Paint, hold for EPA recommendation; 73-22, Chicago Heights Gray Iron, hold for EPA recommendation.

These cases were put over to January 30, 1973 discussion: ## 71-377, Freeman; 72-199,-238, Southern Ill. Power; 72-172, Van Der Molen; 72-256, White Bros; 72-268, Lemkuhl; 72-426, Shawnee National Forest; 72-429, Montebello (if waiver filed); 72-432, Penn (if waiver filed); 72-441, Western Ill. Power.

Motion on penalty in #72-175, W. Frankfort was put over to Jan. 30 for decision.

A motion for rehearing and to supplement record in #72-253, Olin was discussed and put over to Jan. 30 discussion.

#72-462, Liberty Financial was put over to Jan. 30 for discussion or decision.

Mr. Stu Sikevitz reported to the Board on the matter of # 71-59, Elgin.

I, Christan L. Moffett, Clerk of the Pollution Control Board,  
Certify that the Board adopted the above minutes this 14<sup>th</sup> day of  
February, 1973 by a vote of 3 to 0.

Christan L. Moffett