

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
JUNE 27, 1985 CHICAGO, ILLINOIS

All Board Members were present save Dr. Marlin who was on vacation.

Opinions and Orders were adopted in these cases by a vote of 6-0: ##83-241, Moore American, Mr. Forcade concurred; 84-3, -4, City of Galva; 84-184, City of Abingdon; 85-24, City of Mt. Olive; 85-29, Glaco Corporation, Mr. Forcade concurred.

Motion to dismiss was granted in #81-190, Chicago, by a vote of 6-0; Mr. Dumelle concurred. Mr. Forcade will prepare an Order.

Motion for leave to file Instanter and Revised Stipulation and Proposal for Settlement was denied as moot in #83-178, DeKalb-Pfizer, by a vote of 6-0. Mr. Meyer will prepare an Order.

Motion to dismiss Respondent Hugh Deery was granted in #84-76, Rockford Speedway, by a vote of 6-0. Mr. Dumelle will prepare an Order.

Motion to amend was granted in #84-111, Republic Steel, by a vote of 6-0. Mr. Forcade will prepare an Order.

Motion for voluntary withdrawal of application was denied in #84-175, -176, Southern Illinois Landfills, by a vote of 6-0. Mrs. Anderson will prepare an Order.

Motion to dismiss or in the alternative to require the filing of a more definite and certain amended complaint was denied and application for leave to intervene and motion to compel more specific answer to interrogatories were referred to the hearing officer for disposition, in #85-7, Citizens Against Woodlawn, by a vote of 6-0. Mrs. Anderson will prepare an Order.

Motion for extension of time to file response to Interim Board Order was granted in #85-14, Electric Energy, by a vote of 6-0. Mrs. Anderson will prepare an Order.

Motion to dismiss was granted in #85-42, Village of Gardner, by a vote of 6-0. Mrs. Anderson will prepare an Order.

Motion for leave to withdraw petition was granted in #85-55, Illinois-American Water, by a vote of 6-0. Mr. Dumelle will prepare an Order.

Motion for reconsideration was granted and motion to vacate Order was denied in #85-56, McHenry County, by a vote of 5-1; Mr. Meyer dissented. Mr. Dumelle will prepare an Order.

Motion for reconsideration was granted in R84-9, RCRA Update, by a vote of 4-2; Messrs. Forcade and Meyer dissented. Mrs. Anderson will prepare an Order.

These matters were discussed and held to July 11, 1985 for further consideration: ##83-61, Missouri Portland; 83-172, City of Sycamore; 84-160, Village of Addison; 84-182, Nash Brothers; 85-30, Bruce and Katherine Jacobson.

In amended petitions these actions were taken by a vote of 6-0: ##85-50, City of Lockport, hearing authorized (also authorized for hearing at May 30, 1985 Board meeting); 85-57, Kable Printing Company; Second amended petition requested.

In new cases these actions were taken by a vote of 6-0: ##85-80, Maurine Bachert v. Village of Toledo, accepted and authorized for hearing; 85-82, Borden, Inc. v. EPA, hearing mandatory; 85-83, Marathon Petroleum Company v. EPA, additional information requested, Order by Mrs. Anderson; 85-84, Illinois Power Company v. EPA, hearing mandatory; 85-85, Hawthorn Realty Group, Inc. v. EPA, join Village of Lincolnshire as Petitioner and set for hearing, Order by Mr. Dumelle; 85-86, Olin Corporation v. EPA, held for Agency Recommendation; 85-87, B.F. Goodrich, Order by Mr. Forcade; 85-88, EPA v. Richard Nauman, hearing mandatory; 85-90, Village of Pawnee v. EPA, provisional variance granted, Opinion and Order by Mr. Nega; 85-91, Illinois Department of Transportation, John P. Weir; the Chairman was authorized to sign and prepare an Order; 85-92, Illinois Department of Transportation, LaRabida Childrens Hospital, the Chairman was authorized to sign and prepare an Order.

A Resolution and Order was adopted in R85-16, New Source Performance Standards. Mr. Meyer will prepare it.

Minutes of these Board Meetings were approved as amended by a vote of 6-0: January 24, and 29, 1985; February 7, and 20, 1985; March 7, and 22, 1985; April 4, and 18, 1985; May 2, and 16, 1985.

All matters not disposed of as listed were ordered held to July 11, 1985 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board do hereby certify that the above Minutes were approved this 1st day of August, 1985 by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
JUNE 27, 1985 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-031

DECISIONS:

- * 83-241 Moore American (JTM)(open waiver)_____
- 84-3] City of Galva (JA)_____
- 84-4] _____
- * 84-184 City of Abingdon (RF)(open waiver)_____
- * 85-24 City of Mt. Olive (JTM)(due)_____
- * 85-26 Stauffer Chemicals (RF)(due 7/11)_____
- * 85-29 Glaco Corporation (JTM)(due)_____

MOTIONS:

- 81-190 People v. Chicago - motion to dismiss (6/20)_____
- 83-60 Pierce Waste Oil - motion to Pollution Control Board for sanctions (6/24)_____
- 83-178 DeKalb Pfizer - motion for leave to file Instanter and Revised Stipulation and Proposal for Settlement (6/13)(JTM)_____
- 84-76 Rockford Speedway - motion to dismiss Respondent Hugh Deery (6/13)_____
- 84-111 Republic Steel - motion to amend (6/10), Response (6/26)_____
- 84-175] Southern Illinois Landfills - voluntary withdrawal of application (6/24), Response (6/26)(JA)_____
- 84-176] _____
- 85-7 Citizens Against Woodlawn - motion to dismiss (6/24), Response (6/26), application for leave to intervene (6/26), Response (6/26), motion to compel more specific answer to Interrogatories (6/26)_____

*INDICATES VARIANCE OR PERMIT APPEAL

MOTIONS: (Cont'd)

- 85-14 Electric Energy - motion for extension of time to file response to Interim Board Order (6/17)_____
- 85-42 Village of Gardner - motion to dismiss (6/3), Renewed motion (6/25)(JA)_____
- 85-55 Illinois-American Water - motion for leave to withdraw petition (6/14)_____
- 85-56 McHenry County - motion for reconsideration and to vacate Order (6/17), Objections (6/20)_____
- 85-70 DuPage Publications - motion to consolidate (6/4)_____
- R84-9 RCRA Update - motion for reconsideration (6/26)_____

DISCUSSIONS:

- 83-61 Missouri Portland (JTM)_____
- * 83-172 City of Sycamore(JTM)(due 7/11)_____
- 84-160 Village of Addison (JD)_____
- 84-182 Nash Bros. (RF)_____
- 85-30 Bruce & Katherine Jacobson (JA)_____

FUTURE REGULATORY DISCUSSION:

- R83-7 Stationary Noise (JA)(July 11, 1985)_____

AMENDED PETITIONS:

- 85-40 Village of Hanna City (filed 6/5)_____
- 85-50 City of Lockport (filed 6/14)_____
- 85-57 Kable Printing Company (filed 6/20)_____

NEW CASES:

- 85-80 Maurine Bachert v. Village of Toledo, Illinois et al. (11:00 a.m.)_____

NEW CASES: (Cont'd)

85-82 Borden, Inc. v. EPA _____
85-83 Marathon Petroleum Company v. EPA _____
85-84 Illinois Power Company v. EPA _____
85-85 Hawthorn Realty Group, Inc. v. EPA _____
85-86 Olin Corporation v. EPA _____
85-87 B.F. Goodrich Company v. EPA _____
85-88 EPA v. Richard Nauman _____
85-89 Joseph A. Adams v. Powers Water Company (11:00 a.m. July
11, 1985) _____
R85-16 New Source Performance Standards (JTM) _____

MINUTES:

January 24, 29, 1985
February 7, 20, 1985
March 7, 22, 1985
April 4, 18, 1985

May 2, 16, 1985

PENDING CASES ASSIGNED:

78-139 Vickery Manor (BF)
81-144 Marathon Petroleum (JD)
82-101 Browning-Ferris (JA)
83-28 Top Chop (BF)
84-11 Cornbelt (JM)
* 84-62 Amerock Corporation (JM)(open waiver)
84-124 Citizens of Burbank (BF)
* 84-134 Woodstock Die (JTM)(due 9/5)
84-161 Village of Addison (JD)
* 84-179 Village of Romeoville (RF)(due 9/26)
* 84-181 City of Streator (RF)(open waiver)
* 85-14 Electric Energy (JA)(due 9/26)
* 85-20 Village of Wataga (JTM)(due 8/15)
85-33 Village of Hartford and EPA Joint Petition for
CSO Exception (JD)
* 85-36 City of Hoopston (RF)(due 8/15)
* 85-39 Electric Energy (RF)(due 8/15)
* 85-47 City of Dixon (RF)(due 9/5)
* 85-51 City of Aurora (JA)(due 7/11)
* 85-56 McHenry County (JD)(due 8/15)
* 85-60 M.I.G. Investments (JA)(due 8/1)