

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
April 24, 1975 Chicago, Illinois

All Board Members were present save Mr. Henss who was ill.

Opinions and Orders were adopted in these cases by a vote of 4-0: ##74-105, CBE v. Lauhoff Grain; 74-289, Monsanto; 74-326, Haag Labs; 74-387 and 74-457, Krenz Trucking; 74-465, Meredosia; 75-42, Lakewood Engineering; 75-54, Caterpillar Tractor; 75-82, Illinois Dept. of Transportation; 75-114, Covess Property; 75-4, Bird & Son; 74-434, City of Marshall; 75-48, Carthage.

An Opinion and Order was adopted in #74-472, Airway Products by a vote of 3-1, Mr. Dumelle dissented.

An Order was adopted in R73-11,-12, NPDES pertaining to a date change by a vote of 4-0. Mr. Board also voted 4-0 to file with the Secretary of State on an emergency basis.

Motion to present additional evidence in ##71-4,-33 and 72-85, Fry Roofing was denied by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion for stay in #74-195, Draper and Kramer was granted as to penalty only by a vote of 4-0. Mr. Dumelle will prepare an Order.

An Order of modification was adopted by a vote of 4-0 in #74-365, Masonite. Mr. Dumelle will prepare an Order.

Motion to withdraw in #74-470, Merck Farms was granted by a vote of 4-0. Dr. Odell will prepare an Order.

Motion to file amended complaint in #74-473, E & E Hauling was denied by a vote of 4-0. Mr. Zeitlin will prepare an Order.

Motion to reopen record in #74-476, Nelson was denied by a vote of 3-1, Mr. Dumelle dissented. Mr. Zeitlin will prepare an Order.

Motion for interim variance in #75-66, Young Ottawa was denied by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion to dispose of without hearing was granted in #75-70, Motor Wheel by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion to dismiss in #75-125, People v. Morton-Norwich was denied by a vote of 4-0. Mr. Zeitlin will prepare an Order.

A hearing was authorized in #75-131, American Can by a vote of 4-0. Mr. Goodman will prepare an Order.

An Order was adopted in R74-6, AQMA by a vote of 4-0. The proceeding was terminated.

Oral arguments were heard in ##75-118, People v. Star & Midwest Utility and 75-119, People v. Arbury Utility on motions to dismiss. Mr. Goodman will prepare draft Orders for May 8, 1975.

Pending legislation was discussed.

The Board decided to cancel the regular meeting set for May 1, 1975 and to hold the regular meeting of May 8, 1975 in Joliet, Illinois.

Minutes of Board Meetings held March 26, April 4 and April 10, 1975 were approved by a vote of 4-0.

The Board voted to request court reporting bids for FY76 by a vote of 4-0.

These cases were discussed and set for further discussion or decision on May 8, 1975: ##73-372 through 73-379, Commonwealth Edison; 74-213, Spinney Run Farms; 74-215, Rokis; 74-291, Ferndale Heights; 74-405, Shawneetown; 74-447, Wilder; 75-64, Material Services; 75-75, American National Bank; 75-30, TRW; R74-17, MED; R75-1, Procedural Rules Amendments.

These cases were dismissed by a vote of 4-0 for failure to file additional information as requested: ##75-81, Consolidated Metal Products; 75-86, Illinois State University; 75-96, Veterans Hospital. Mr. Dumelle will prepare the Orders.

#75-121, Rev. Stevenson was ordered held for an Agency recommendation; #75-124, L & M Apartments was held to May 8; 75-39, Zimco was placed on the pending list for decision.

In new cases these cases were ordered held for action to May 8: ##75-118, People v. Star et al; 75-119, People v. Arbury; 75-155, American Foundry; 75-165, City of Carlyle.

An Order was entered granting stay of hearing in #75-133, Metropolitan Sanitary District, Mr. Zeitlin will prepare an Order.

A hearing was authorized in #75-125, People v. Morton-Norwich Products.

#75-151, Bemis Co. was dismissed by a vote of 4-0. Mr. Dumelle will prepare an Order.

Hearings are mandatory in these new cases: ##75-152, EPA v. Chenoa Stone; 75-156, EPA v. Pekin; 75-157, EPA v. AAA Disposal; 75-158, EPA v. Village of Rockton; 75-160, EPA c. Central Can Co. ; 75-161, EPA v. Frank Foundries; 75-162, EPA v. Chicago Ridge Landfill.

Additional information Orders were entered in these cases by a vote of 4-0:## 75-153, Housing Authority of No. Chicago; 75-159, King-Seeley; 75-163, Inter-Craft Industries.

These new cases were ordered held for Agency recommendations: ##75-154, Celotex; 75-164, Lewis & Clark College.

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All matters not disposed of as listed were ordered place on the agenda for the meeting to be held May 8, 1975.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board do hereby certify that the above Minutes were adopted this 29<sup>th</sup> day of May, 1975 by a vote of 5-0.

Christan L. Moffett