

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
November 10, 1977 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 5-0: ##76-114, Broverman et al; 77-202, Maple Hill; 77-204, C.A. Hemphill, Mr. Young concurred; 77-218, Decatur Sanitary District; 76-304, E. Targosz; 77-130, Lomax Canning; 77-220, Lewis and Clark; R76-4, Dual Permits.

Motion to modify in #74-234, American Brick was granted by a vote of 5-0. Mr. Young will prepare the Order.

Motion to remand was granted in #76-242, Interlake by a vote of 5-0. Mr. Young will prepare the Order.

Motion for leave to amend was granted in #76-249, Thompson by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion for permission to appear in #77-84, Sauget was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion to amend in #77-143, Gianchini was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

An Order was entered regarding an amended motion for modification in #77-153, Derby Meadows by a vote of 5-0. Mr. Young will prepare the Order.

An Order was adopted in #77-187, Mt. Vernon on motion to dismiss and objection by a vote of 5-0. Mr. Young will prepare the Order.

The Board voted 5-0 to stay the proceedings in #77-205, Richton Park v. Sexton and hold all motions. Mr. Goodman will prepare the Order.

A hearing was authorized in #77-207, Winfield since an objection had been filed by a vote of 5-0. Mr. Dumelle will prepare an Order.

Motion for extension of time in #77-228, NSSD was granted by a vote of 5-0. Mr. Young will prepare the Order.

Motion to withdraw in #77-236, Chester was granted by a vote of 5-0. Mr. Young will prepare the Order.

Motion to dismiss was granted in #77-249, Winnetka by a vote of 5-0. Mr. Young will prepare the Order.

The Board voted 5-0 to stay the proceedings in #77-251, Wilsonville and all motions were held. Mr. Goodman will prepare the Order.

Motion to dismiss was denied in #77-253, Hemphill by a vote of 5-0. Mr. Dumelle will prepare the Order.

An objection was filed in #77-264, Interpace and a hearing was authorized by a vote of 5-0. Mr. Dumelle will prepare the Order.

In #77-25, Marquette a motion for continuance was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

In #77-167, Paxton Landfill a motion for continuance was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

An Order was entered in the matter of an interlocutory appeal in #75-112, MSD by a vote of 4-0, Mr. Young abstained. Mr. Dumelle will prepare the Order.

In ##76-56 and 76-220, Fox Valley Grease, motion to strike H.O. Order and motion for new date were both denied by a vote of 4-0, Mr. Young abstained. Mr. Dumelle will prepare the Orders.

Motion for continuance in #77-178, Koppers was granted by a vote of 5-0. Mr. Dumelle will prepare the Order.

Motion to require additional information in #77-179, Fox Valley was denied by a vote of 4-0, Mr. Young abstained. Mr. Dumelle will prepare the Order.

Motion to dismiss in #77-165, LaSalle Bank was granted by a vote of 5-0. Mr. Dumelle will prepare the Order.

Motion to amend in #77-254, Tabbert was granted by a vote of 5-0. Mr. Dumelle will prepare the Order.

Motion for extension of time was granted in #77-105, Mortell Mgt. by a vote of 5-0. Mr. Dumelle will prepare the Order.

Motion to withdraw in #77-76, Roselle was granted by a vote of 5-0. Mr. Young will prepare the Order.

Motion to strike recommendation in #77-44, Interlake was denied by a vote of 5-0. Mr. Young will prepare the Order.

On its own motion the Board rescinded an order adding a party in #77-37, Daubs due to no proof of service. The vote was 5-0, Mr. Young will prepare the Order.

The Board adopted an Opinion and Order in #77-265, Crane by a vote of 5-0.

These cases were discussed and set for further discussion or possible decision on November 23: ##75-280, Zeigler Coal; 77-5, Valley Mining; 77-92, Union Electric; 77-105, Mortell Mgt.; 77-181, Village of Emden; 77-177, Olin Corporation; 77-69, Kaufman; R74-15,-16, Cyanide.

The Board then officially voted to change the meeting scheduled and previously announced for November 29, 1977 to November 23, 1977 by a vote of 5-0.

An Order was entered in R73-11,-12, NPDES activating Water Pollution Regulations and Procedural Rules dealing with that subject by a vote of 5-0. Mr. Dumelle will prepare the Order.

A second additional information order was adopted for #77-189, Republic Steel by a vote of 5-0. Mr. Dumelle will prepare the Order.

Amended petition in #77-224, Village of Potomac was ordered held for an Agency recommendation.

##77-239 through 77-247, Springfield were ordered set for hearing and Mr. Goodman will prepare an Interim Order. The vote was 4-0, Mr. Young abstained.

In new cases these actions were taken by a vote of 5-0: ##77-258, People v. Wilder et al, hearing authorized; 77-259, People v. Robertson et al, hearing authorized; 77-260, People v. ARF Landfill, hearing authorized; 77-263, People v. Triem, held to November 23; 77-268, LaHarpe, additional information requested, Order by Mr. Dumelle; 77-269, Beckman v. Orland Park, held to November 23; 77-270, Broverman and Baker, held to November 23; 77-271, Urbana and Champaign, hearing authorized; 77-272, C.A. Hemphill, hearing authorized and Village of Lake Bluff ordered added as a party, Order by Mr. Goodman; 77-273, EPA v. Sidney Katz, hearing mandatory; 77-274, EPA v. Thompson et al, hearing mandatory; 77-275, EPA v. Korte et al, hearing mandatory; 77-276, EPA v. Zimmerman, hearing mandatory; 77-277, Mobil Oil, additional information requested, Order by Mr. Dumelle; 77-278, Hickory Mall, additional information requested, Order by Mr. Dumelle; 77-279, Atwood Grain, additional information requested, Order by Dr. Satchell; 77-280, EPA v. Fairbury, hearing mandatory; 77-281, Koppers, motion to consolidate denied and ordered held for an Agency recommendation, Order by Mr. Dumelle; 77-282, EPA v. Bente Sons, hearing mandatory; 77-283, EPA v. Sycamore, hearing mandatory; 77-284, EPA v. Jack Thompson, hearing mandatory; 77-285, Collier Carbon, held for an Agency recommendation; 77-286, EPA v. Burlington Northern, hearing mandatory; 77-288, Owens-Illinois, hearing authorized; 77-289, EPA v. Everett Staley, hearing mandatory; 77-290, EPA v. Frank Record, hearing mandatory; 77-291, EPA v. Brewer, hearing mandatory.

A petition for amendment to the Air Pollution Regulations filed by Ashland Chemical regarding Rules 204(c)(1)(A) was authorized for hearing and publication by a vote of 4-1, Mr. Dumelle dissented. The number assigned was R77-15.

The Board held a closed administrative session with the Office of the Attorney General and Ms. Wiley.

All matters not disposed of as listed were ordered placed on the agenda for November 23, 1977 for possible consideration.

I, Christan L. Moffett, Clerk of the Pollution Control Board, do hereby certify that the above Minutes were approved by the Board this 8th day of December, 1977 by a vote of 40.

Christan L. Moffett