

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
MARCH 27, 1986 CHICAGO, ILLINOIS

MORNING SESSION

All Board Members were present.

After calling the meeting to order, Mr. Dumelle introduced A. Wals, a visiting student from Holland who is conducting an environmental research project in the State of Illinois at Oak Park-River Forest High School.

An Opinion and Order were adopted in #80-151, Archer Daniels, by a vote of 7-0. (JTM)

An Interim Order was adopted in #82-144, City of Galena, by a vote of 7-0. (JD)

An Opinion and Order were adopted in #83-2, Chemetco, by a vote of 7-0. Mr. Meyer concurred. (WN)

An Opinion and Order were adopted in #85-119, Illinois Power, by a vote of 7-0. (JD)

An Opinion and order were adopted in #85-174, White County Board, by a vote of 7-0. (RF)

A Proposed Rule, Second Notice, Order was adopted in R82-7, City of Alton, by a vote of 7-0. (JM)

Motion to dismiss was granted in #84-43, Granite City, by a vote of 7-0. (JD)

Motion to dismiss was granted in ##85-184 through 85-188 and 85-195 through 85-200, World Color Press, by a vote of 7-0. (JD)

Motion for extension of time was granted in #85-210, City of Peoria CSO, by a vote of 7-0. (JD)

Agency motions to dismiss and to strike were denied, motion for stay was granted, and the Board on its own motion reconsidered and granted the motion to consolidate in #86-19, Interstate Pollution Control, by a vote of 4-3. Messrs. Forcade, Marlin, and Meyer dissented and Dr. Flemal concurred. (JA)

AFTERNOON SESSIONS

An amendment to Order by R. Flemal and seconded by J. Dumelle lost by a vote of 3-4 with J. Dumelle, R. Flemal and J. Marlin for it and J. Anderson, B. Forcade, J. Theodore Meyer, and W.

Nega against. An amendment to Opinion by J. Dumelle and seconded by R. Flemal lost by a vote of 2-5 with J. Dumelle and R. Flemal for it and J. Anderson, B. Forcade, J. Marlin, J. Theodore Meyer, and W. Nega against. A Proposed Rule, First Notice, Proposed Opinion and Order were then adopted in R84-48, LTV Steel, by a vote of 6-1 with R. Flemal dissenting and J. Dumelle concurring. (JTM)

Motions to withdraw were granted in ##83-26 and 83-29, Marathon Oil Company, by a vote of 7-0. (BF)

These matters were discussed and held to April 10, 1986 for possible consideration: ##83-226, Archer Daniels Midland; 85-95, Citizens Utilities; 85-145, Alton Packaging; 85-215, City of Mattoon CSO.

These regulatory matters were discussed and held to April 10, 1986 for possible consideration: R77-4, Airport Noise, R82-27, 82-36, 83-37, Procedural Rules Revision; R84-30, City of East Peoria; R85-2, Amoco Delisting, R85-15, Decatur; R86-1, RCRA Update.

A hearing was authorized in amended petition #85-209, City of Farmington, by a vote of 7-0. (BF)

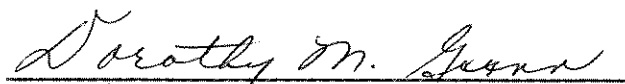
In new cases these actions were taken by a vote of 7-0: ##86-41, Village of Lake Zurich v. EPA, hearing authorized, **Order by Mr. Forcade**; 86-42, Village of Bensenville v. EPA, held for an Agency Recommendation; 86-43, LTV Steel Company v. EPA, hearing authorized, **Order by Mr. Forcade**; R86-13, NESHAPS, **Resolution and Order by J. Theodore Meyer**.

Minutes of this Regular Board meeting date were approved by a vote of 7-0: March 14, 1986.

B. Forcade moved to enact an Order in ##85-177, -220, -223, City of Columbia, seconded by J. Marlin. The Order lost by a vote of 1-6 with B. Forcade for it and J. Anderson, J. Dumelle, R. Flemal, J. Marlin, J. Theodore Meyer and W. Nega against. The matter was held to April 3, 1986 at 1:30 p.m. for decision at a special Board meeting. A Notice will be posted.

All other matters not disposed of as listed were ordered held to April 10, 1986 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were approved this 10th day of April, 1986 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
MARCH 27, 1986 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-031

DECISIONS:

- 80-151 Archer Daniels (JTM) _____
- 82-144 City of Galena, Interim Order (JD) _____
- 83-2 Chemetco, Inc. (WN) _____
- * 85-44) DuPage Publications (JD)(due) _____
85-70)
85-130)
- * 85-119 Illinois Power (JD)(due 4/10) _____
- * 85-174 White County Board (RF)(due 4/10) _____
- * 85-177) City of Columbia (JA)(due) _____
85-220)
85-223)
- R82-7 City of Alton, Second Notice, Order (JM) _____
- R84-48 LTV Steel Site-Specific (JTM) _____
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MOTIONS:

- 84-43 Granite City - motion to dismiss (3/17) _____
- 85-128 City of Flora - Agency motion to supplement Record and motion for reconsideration (3/14), cross motion for reconsideration and answer to Agency's motion for consideration (3/19)(JD)
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*INDICATES VARIANCE OR PERMIT APPEAL

MOTIONS: (Cont'd)

85-184 World Color Press - motion to dismiss (3/25) _____
 thru
 85-188 and 85-195 thru 85-200

85-210 City of Peoria - motion for extension of time (3/24)(JD)

86-19 Interstate Pollution Control - motion for stay (2/3), Agency response
 in opposition to motion for stay (2/10), Agency motion to strike
 (2/10), Agency motion to dismiss (2/10), consolidated response to
 Agency motion to dismiss and objection to motion to stay, motion to
 consolidate and motion to strike (2/19), renewed motion to
 consolidate (3/11), supplemental memorandum in support of motion
 to dismiss (3/11), Petitioner's answer to supplemental memorandum
 in support of motion to dismiss (3/13)(JA) _____

R84-4) Algicides - motion for reconsideration (3/7)(JM)
 R84-19) _____

DISCUSSIONS:

83-226 Archer Daniels Midland (Remand)(WN) _____

* 85-95 Citizens Utilities (JTM)(due 4/10) _____

* 85-145 Alton Packaging (JD)(due 4/24) _____

85-215 City of Mattoon CSO (JM) _____

REGULATORY DISCUSSIONS:

R77-4 Airport Noise (JM) _____

R82-27) Procedural Rules Revision (BF) _____
 R82-36)
 R83-37)

R84-30 City of East Peoria (BF) _____

R85-2 Amoco Delisting, Proposed Rule, Second Notice (BF)

R85-15 Decatur Site-Specific, Proposed Rule, Second Notice, Opinion and
 Order (RF) _____

REGULATORY DISCUSSIONS: (Cont'd)

R86-1 RCRA Update (JA) _____

FUTURE REGULATORY DISCUSSION:

R81-18 Chief Operator Certification (JA) (April 10, 1986) _____

AMENDED PETITIONS:

85-203 City of Farmington (filed 3/24) _____

NEW CASES:

86-41 Village of Lake Zurich v. EPA _____

86-42 Village of Bensenville v. EPA _____

86-43 LTV Steel Company v. EPA (BF) _____

86-44 Kenneth and Libby McNeil v. Continental Grain Company (11:00 a.m.
April 10, 1986) _____

R86-13 NESHAPS (JTM) _____

MINUTES:

March 14, 1986 _____

PENDING CASES ASSIGNED:

76-84 Santa Fe (JD)
78-139 Vickery Manor (BF)
81-144 Marathon (JD)
82-101 Browning-Ferris (JA)
* 83-18 Modine Manufacturing (RF)(due 5/22)
* 83-26 Marathon Oil (BF)(open waiver)
* 83-29 Marathon Oil (BF)(open waiver)
83-166 Mobil Chemical Company (BF)
84-93 S.C. Industries (BF)
84-124 Overnite Trucking (BF)
84-125 Clairmont Trucking (BF)
84-161 L&S Industries (JD)
* 84-174 Classic Finishing (JM)(open waiver)
85-9 Landfill Emergency Action (JA)
* 85-14 Electric Energy (JA)(due 6/5)
* 85-17 S&C Electric (JD)(due 5/8)
85-19 Monsanto (BF)
85-46 William J. Hauck (JD)
* 85-106 Village of Oswego (RF)(due 6/19)
* 85-126 Oasis Outdoor (JD)(open waiver)
85-129 Richard Termaat (JA)
85-139 City of Metropolis CSO (JD)
85-141 Browning-Ferris (JM)(due 4/24)
* 85-171 Electric Energy (JA)(due 4/24)
* 85-179 Camsco Produce (JTM)(due 5/8)
* 85-183 Village of Burlington (RF)(due 5/8)
* 85-209 Village of Carol Stream (RF)(due 6/19)
85-210 City of Peoria CSO (JM)
85-214 City of Rock Island CSO (RF)
* 85-217 City of Dixon (JA)(due 6/5)
85-224 Aurora Sanitary District CSO (BF)
85-225 City of Cairo CSO (JM)
85-226 City of Pekin CSO (JA)
* 86-9 Trilla Steel Drum (JM)(due 8/14)
* 86-24 City of Yorkville (JM)(due 5/8)
* 86-30 Village of Stillman Valley (JM)(due 5/22)
* 86-35 Lake County Public Works (JA)(due 6/5)
* 86-36 City of Batavia (JTM)(due 6/5)