

**ILLINOIS POLLUTION CONTROL BOARD**

**MINUTES OF REGULAR BOARD MEETING  
APRIL 1, 1987 CHICAGO, ILLINOIS**

All Board Members were initially present. After calling the meeting to order, Chairman Dumelle stated that he would be leaving early to testify before the House Environmental Committee. He was present for the decision, motion and new case portions of the Agenda.

An Opinion and Order were adopted in #85-216, City of Clinton CSO, by a vote of 6-0. (JM)

Motion to amend by J. Anderson in #86-1, City of Peru CSO, failed to carry by a 3-3 vote with J. Anderson, J. Dumelle, and J. Marlin for it and B. Forcade, R. Flemal and J. Theodore Meyer against. An Opinion and Order were then adopted by a vote of 6-0. J. Dumelle and J. Anderson concurred. (JTM)

An Opinion and Order were adopted in #86-2, City of LaSalle CSO, by a vote of 6-0. J. Anderson and J. Dumelle concurred. (JTM)

An Order was adopted in #86-9, Trilla Steel Drum, by a vote of 6-0. (JM)

An Order was adopted in #86-21, Allied-Hastings Barrel, by a vote of 6-0. (JA)

An Opinion and Order were adopted in #86-154, Illinois Power Company, by a vote of 6-0. J. Anderson concurred. (JD)

An Order authorizing the Chairman to sign the permit document in #86-201, IDOT, Chicago Park District, was adopted by a vote of 6-0. (JD)

An Opinion was adopted in #86-207, Village of Lemont, by a vote of 5-1. B. Forcade dissented and J. Dumelle concurred. (JTM)

An Order was adopted in R82-27, -36, 83-37, Procedural Rules, by a vote of 6-0. (JTM)

An Order was adopted in this Administrative Citation by a vote of 6-0. ##87-11, Loren Dowty.

Agency motions to amend were granted in these Administrative Citations by a vote of 6-0. ##86-7, Town of Atkinson (JD); 87-13, City of Highland (JD); 87-14, Ben Curtin (JD).

Motion for reconsideration was denied in #86-48, Wells Manufacturing, by a vote of 6-0. (RF)

Agency motion to file Instanter the Agency Recommendation was

granted in #86-223, Morton Thiokol, by a vote of 6-0. (JD)

Motion to withdraw in #87-8, Hopkins Agriculture, was granted by a vote of 6-0. (BF)

Motion to dismiss in #86-182, Kyanize Paints, was granted by a vote of 6-0. (BF)

In new cases these actions were taken by a vote of 6-0: ##87-37, City of Oglesby v. EPA, held for an Agency Recommendation; 87-38, Dept. of the Army v. EPA, additional information requested, **Order by B. Forcade**; 87-39, Village of Roselle v. EPA, additional information requested, **Order by B. Forcade**; 87-40, Commonwealth Edison Company v. EPA, held for an Agency recommendation; R87-6, Agency Proposed Amendments to Title 35, Subtitle C: Water Pollution Regulations, Chapter 1 (35 Ill. Adm. Code 304.123, Phosphorus, accepted for publication and hearing authorized; R87-7, NESHAPS, **Resolution and Order by J. Theodore Meyer**; R87-8, New Source Performance Standards, **Resolution and Order by J. Theodore Meyer**; R87-9, New Source Performance Standards, **Resolution and Order by J. Theodore Meyer**.

Minutes of the March 19, 1987 Board Meeting were approved by a vote of 6-0. (Thereafter the meeting was chaired by Board Member J. Anderson)

An Adoption Order in R82-27, -36, 83-37, Procedural Rules, was held to April 16, 1987 for possible consideration.

These cases were discussed and held to April 16, 1987 for possible consideration: ##85-222, Sanitary District of Elgin CSO; 86-22, -23, American Steel Container; 86-79, John Prior; 87-5, Village of Montgomery; 87-9, Village of Plainfield.

These regulatory matters were discussed and held to April 16, 1987 for possible consideration: R82-27, -36, -83-37, Procedural Rules, Part 103; R84-29, Mine Rule Amendments; R85-20, New Source Review Rule; R86-34, Municipal Waste Incineration.

A hearing was authorized in this Administrative Citation by a vote of 5-0: #87-16, Michael McCloughan.

These new Administrative Citations were received: ##87-23, Jackson County Landfill, Inc.; 87-24, Jackson County Landfill, Inc.; 87-25, Dan Heusinkved; 87-26, Jerry Camfield.

All other matters not disposed of as listed were ordered held to April 16, 1987 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 16<sup>th</sup> day of April, 1987 by a vote of 6-0.

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

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
APRIL 1, 1987 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-036  
10:30 A.M.

DECISIONS:

- 83-163 Larry Bittle (RF) \_\_\_\_\_
- 85-216 City of Clinton CSO (JM) \_\_\_\_\_
- 86-1 City of Peru CSO (JTM) \_\_\_\_\_
- 86-2 City of LaSalle CSO (JTM) \_\_\_\_\_
- 86-9 Trilla Steel Drum, Board Order (JM) \_\_\_\_\_
- 86-21 Allied-Hastings, Board Order (JA) \_\_\_\_\_
- \* 86-154 Illinois Power Company (JD)(due) \_\_\_\_\_
- 86-201 IDOT, Chicago Park District (JD) \_\_\_\_\_
- \* 86-207 Village of Lemont, Opinion (JTM)(due) \_\_\_\_\_
- R82-27) Procedural Rules, Part 102, Adoption Order (JTM)  
R82-36) \_\_\_\_\_  
R83-37) \_\_\_\_\_
- R82-27) Procedural Rules, Part 103, Recodification Order (JTM)  
R82-36) \_\_\_\_\_  
R83-37) \_\_\_\_\_

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AC DECISIONS:

- 87-11 Loren Dowty \_\_\_\_\_

AC MOTIONS:

86-7 Town of Atkinson - Agency motion to amend (3/25)  
\_\_\_\_\_

87-13 City of Highland - Agency motion to amend (3/25)  
\_\_\_\_\_

87-14 Ben Curtin - Agency motion to amend (3/20)  
\_\_\_\_\_

MOTIONS:

86-44 Continental Grain - motion for reconsideration (3/24)  
\_\_\_\_\_

86-48 Wells Manufacturing - motion for reconsideration (3/16),  
Agency response (3/31) \_\_\_\_\_

86-223 Morton Thiokol - Agency motion to file Recommendation  
Instanter (3/30) \_\_\_\_\_

87-8 Hopkins Agriculture - Petitioner's renewed motion for  
Stay (2/13), Agency request for extension of time for  
reply to Petitioner's reply memorandum (2/18), Agency  
response Memorandum (2/19), Petitioner's reply to Agency  
response Memorandum (3/2), Agency's new facts relating  
to motion for Stay and response to renewed motion for  
Stay (3/3), Petitioner's Surreply (3/5), Agency motion  
to correct factual error (3/17), motion to withdraw  
(3/30) \_\_\_\_\_

DISCUSSIONS:

85-219 City of Watseka CSO (JD) \_\_\_\_\_

85-222 S.D. of Elgin CSO (JTM) \_\_\_\_\_

\* 86-22) American Steel Container (JA)(due 4/30) \_\_\_\_\_  
86-23)

86-79 John Prior (JM) \_\_\_\_\_

\* 87-5 Village of Montgomery (JA)(due 4/30) \_\_\_\_\_

\* 87-9 Village of Plainfield (JA)(due 5/14) \_\_\_\_\_

**REGULATORY DISCUSSIONS:**

R82-27) Procedural Rules, Part 103 (JTM) \_\_\_\_\_  
R82-36) \_\_\_\_\_  
R83-37) \_\_\_\_\_  
  
R84-29 Mine Rule Amendments (RF) \_\_\_\_\_  
  
R85-20 New Source Review Rule (JD) \_\_\_\_\_  
  
R86-34 Municipal Waste Incineration (RF) \_\_\_\_\_

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**NEW CASES:**

87-37 City of Oglesby v. EPA \_\_\_\_\_  
87-38 Dept. of the Army v. EPA (BF) \_\_\_\_\_  
87-39 Village of Roselle v. EPA \_\_\_\_\_  
87-40 Commonwealth Edison Co. v. EPA \_\_\_\_\_  
R87-6 Agency Proposed Amendments to Title 35, Subtitle C:  
Water Pollution Regulations, Chapter 1 (35 Ill. Adm.  
Code 304.123, Phosphorus) \_\_\_\_\_  
R87-7 NESHAPS, Resolution and Order (JTM) \_\_\_\_\_  
R87-8 New Source Performance Standards, Resolution and Order  
(JTM) \_\_\_\_\_  
R87-9 New Source Performance Standards, Resolution and Order  
(JTM) \_\_\_\_\_

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**AC APPEALS:**

\*\* 87-16 Michael McCloughan \_\_\_\_\_

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**NEW AC FILINGS:**

87-23 Jackson County Landfill, Inc. \_\_\_\_\_  
87-24 Jackson County Landfill, Inc. \_\_\_\_\_  
87-25 Dan Heusinkved \_\_\_\_\_  
87-26 Jerry Camfield \_\_\_\_\_

NEW AC FILINGS: (Cont'd)

87-27      Fitz-Mar Landfill, Inc. \_\_\_\_\_

87-28      Bi-State Disposal, Inc. \_\_\_\_\_

87-29      Allen Cassens \_\_\_\_\_

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MINUTES:

March 19, 1987 \_\_\_\_\_

PENDING CASES ASSIGNED:

81-151 Dean Foods (BF)  
82-101 Browning-Ferris (JD)  
83-49) Alton Packaging (RF)(open waiver)  
83-55)  
83-132 Dunn Company (BF)  
84-64 Rodger Diamond (BF)  
84-93 S.C. Industries (BF)  
84-124 Overnite Trucking (BF)  
85-4 John Eilrich (RF)  
85-19 Monsanto (BF)  
85-88 Richard Nauman (JD)  
85-136 Navem Patel (BF)  
\* 85-154 Modine Manufacturing (RF)(open waiver)  
\* 85-166 Citizens Utilities (JTM)(open waiver)  
\* 85-179 Camasco Produce (JTM)(due 8/1)  
\* 85-190 Sours Grain (JD)(open waiver)  
\* 85-209 Village of Carol Stream (RF)(due 11/30)  
85-218 City of Belleville CSO (JD)  
85-224 Aurora S.D. CSO (BF)  
86-4 City of Morris CSO (JD)  
86-6 City of Wood River CSO (JD)  
\* 86-31 Acme Barrel (RF)(due 4/30)  
86-50 Chicago Steel (JD)  
86-56 Trilla Steel Drum (JD)  
\* 86-150 American Hoechst (JM)(open waiver)  
\* 86-174 IBP, Inc. (JM)(due 8/1)  
\* 86-185 Citizens Utilities (JA)(due 7/11)  
\* 86-213 City of South Beloit (JM)(due 6/25)  
\* 86-222 Vickory Manor (JM)(due 7/29)  
\* 86-225 City of Geneva (JA)(due 5/28)  
\* 87-12 Emergency Technical Services (JM)(due 5/28)  
\* 87-15 Honeywell, Inc. (BF)(due 6/11)  
\* 87-16 City of Lockport (RF)(due 6/11)  
\* 87-22 City of Carterville (JD)(due 6/25)





STATE  
OF  
ILLINOIS

# POLLUTION CONTROL BOARD

STATE OF ILLINOIS CENTER • 100 WEST RANDOLPH STREET • SUITE 11-500 • CHICAGO, ILLINOIS 60601 • 312-917-3620

JACOB D. DUMELLE, CHAIRMAN  
OAK PARK, ILLINOIS

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WESTERN SPRINGS, ILLINOIS

RONALD C. FLEMAL  
DEKALB, ILLINOIS

BILL S. FORCADE  
CHICAGO, ILLINOIS

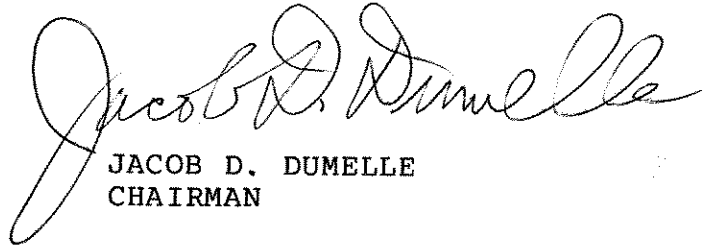
JOHN C. MARLIN  
URBANA, ILLINOIS

J. THEODORE MEYER  
CHICAGO, ILLINOIS

WALTER J. NEGA  
CHICAGO, ILLINOIS

## NOTICE OF CHANGE IN ILLINOIS POLLUTION CONTROL BOARD MEETING SCHEDULE

PUBLIC NOTICE IS HEREBY GIVEN that the Illinois Pollution Control Board meeting originally scheduled for April 2, 1987 has been changed to April 1, 1987. This meeting will begin at the regular time of 10:30 a.m.



JACOB D. DUMELLE  
CHAIRMAN

Posted and Circulated  
3/30/87