

ILLINOIS POLLUTION CONTROL BOARD  
October 21, 1993

IN THE MATTER OF: )  
 )  
PETITION OF R. LAVIN & SONS, INC., )  
FOR ADJUSTED STANDARD FROM 35 )  
ILL. ADM. CODE 302.102, 302.208, ) AS 90-5  
302.210 AND SUBPART F, PROCEDURES ) (Adjusted Standard)  
FOR DETERMINING WATER QUALITY )  
CRITERIA )

ORDER OF THE BOARD (by R.C. Flemal):

On August 5, 1993, the Board ordered the parties to submit status reports in this proceeding by October 14, 1993. On that date the parties filed their status reports. The Illinois Environmental Protection Agency discusses the history of this proceeding, submits recent discharge monitoring reports received from R. Lavin & Sons, Inc. (Lavin), and states that nothing has changed since the last status report. In a previous report, the parties noted that they had extended the period for negotiations under the dispute resolution clause in a consent decree entered into by these parties in a related enforcement action, People v. R. Lavin & Sons (1990), No. 90-CH-668. Lavin states that it is continuing to await the final decision of the the North Shore Sanitary District and the City of North Chicago regarding Lavin's request to reroute some of Lavin's stormwater discharges. Lavin requests that the Board set the matter for another status report by January, 1994<sup>1</sup>.

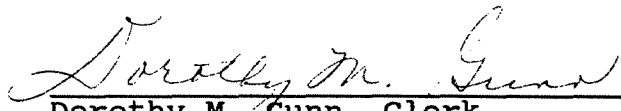
The Board hereby orders that the parties submit status reports to be received by the Board on or before January 25, 1994.

IT IS SO ORDERED.

Board Member B. Forcade abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the

21<sup>st</sup> day of October, 1993, by a vote of  
6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

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<sup>1</sup> Lavin also includes a waiver of the decision deadline. The Board notes that no decision deadline is imposed by statute in this adjusted standard.