

ILLINOIS POLLUTION CONTROL BOARD  
July 21, 1994

CHEMICAL WASTE )  
MANAGEMENT, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 94-148  
 ) (Permit Appeal)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

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CHEMICAL WASTE )  
MANAGEMENT, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 94-162  
 ) (Permit Appeal)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

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CHEMICAL WASTE )  
MANAGEMENT, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 94-169  
 ) (Permit Appeal)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

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CHEMICAL WASTE )  
MANAGEMENT, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 94-170  
 ) (Permit Appeal)  
ILLINOIS ENVIRONMENTAL ) (Consolidated)  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by G. T. Girard and M. McFawn):

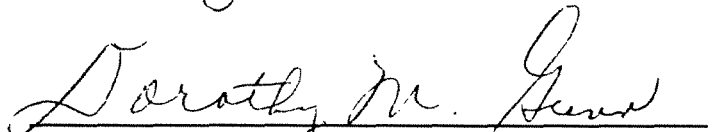
On June 23, 1994, the Board received a motion filed by the respondent asking the Board to consolidate PCB 94-148 with PCB 94-162, 94-169 and 94-170 (consolidate). The Board has not received a response to the motion from the petitioner. Therefore, pursuant to 35 Ill. Adm. Code 101.241(b), petitioner is deemed to have waived objection to the granting of the motion.

The respondent maintains that the cases should be consolidated as all the permits being appealed relate to the petitioner's facility in Sauget, Illinois and all are related to requirements under RCRA. (mot. at 2.) The respondent further asserts that the denial of the RCRA part B permit was based in "whole or in part on the same underlying facts and data that formed the basis of the Agency's decisions with respect to the air permits". (Id.)

The Board hereby grants the motion to consolidate PCB 94-148 with the previously consolidated cases PCB 94-162, 94-169 and 94-170.

IT IS SO ORDERED.

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 July, 1994, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board