

ILLINOIS POLLUTION CONTROL BOARD
March 31, 1994

VALERIE JOHNSON, MICHAEL BRENSTON,)	
CHERYL JOHNSON, PEOPLE FOR)	
COMMUNITY RECOVERY, INC.,)	
)	
Complainants,)	PCB 93-247
)	(Enforcement)
v.)	
)	
EMERGENCY PREPAREDNESS &)	
DISASTER SERVICES, CHICAGO FIRE)	
DEPARTMENT, AND CITY OF CHICAGO,)	
A MUNICIPAL CORPORATION,)	
)	
Respondents.)	

ORDER OF THE BOARD (by M. McFawn):

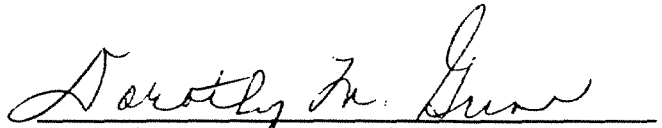
On March 7, 1994, Complainants moved for reconsideration of the Board's order of February 3, 1994, to which respondents filed their response on March 18, 1994. Complainants ask that the Board reconsider whether "the federal requirements contained in Section 304 of the Emergency Planning and Community Right To Know Act, ("EPCRTKA"), have been incorporated into the Illinois Environmental Protection Act, 415 ILCS 5/1 et seq". Reconsideration is denied. Complainants' motion contains no new argument despite the fact that it cites a new section of EPCRTKA. Section 304 of EPCRTKA does not require that the follow-up emergency notices sought by complainants' be provided to the public; rather Section 324 of EPCRTKA does, and the requirements of that Section were considered by the Board in its February 3, 1994 order.

On February 22, 1994, respondents filed a motion to clarify the Board's order of February 3, 1994. Respondents request that the Board correct and clarify that the Emergency Preparedness & Disaster Services ("EPDS") is a division of the Chicago Fire Department, one of the other two named respondents in this action. In a footnote to the Board's order, EPDS was incorrectly defined as the Local Emergency Planning Committee provided for in EPCRTKA.

Respondents' motion is granted. Accordingly, the Board restates that the complaint is dismissed as to all three parties named, including EPDS, a division of the Chicago Fire Department.

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 3/11 day of March, 1994, by a vote of 5-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board