

ILLINOIS POLLUTION CONTROL BOARD  
March 11, 1992

CITIZENS FOR CONTROLLED	)	
LANDFILLS and YMCA OF	)	
SOUTH WEST ILLINOIS,	)	
	)	
Petitioners,	)	PCB 91-89
	)	PCB 91-90
v.	)	(Landfill Siting)
	)	(Consolidated)
LAIDLAW WASTE SYSTEMS	)	
(BELLEVILLE), INC. and	)	
THE ST. CLAIR COUNTY BOARD,	)	
	)	
Respondents,	)	

ORDER OF THE BOARD (by J. Anderson):

On February 26, 1992, Laidlaw Waste Systems (Belleville); Inc. ("Laidlaw") filed a "Motion to Release Record on Appeal". Citizens for Controlled Landfills and YMCA of south West Illinois have not responded to the motion.

In its motion, Laidlaw asks that the Board release all of the documents that are in the Board's possession and that are contained in the record on appeal. Such documents were compiled by the St. Clair County Clerk. In support of its motion, Laidlaw notes that the record contains approximately 17,000 pages and that it wishes to save duplication expenses by using the documents in the record again at its Belleville facility. Laidlaw also notes that appellant (i.e., YMCA) voluntarily dismissed its appeal of the case before the Fifth District Appellate Court on January 3, 1992. YMCA of Southwest Illinois v. Laidlaw Waste Systems, Inc. and the St. Clair County Board, No. 5-91-0784 (5th Dist. Order of January 2, 1992). Laidlaw asserts, therefore, that the Board's decision in PCB 91-89 and 91-90 stands because time for filing another appeal has expired. Finally, Laidlaw notes that, on February 6, 1992, the Board previously granted its motion to release all large exhibits in the record.

The State Records Act, Ill.Rev. Stat. 1991, ch. 116, par. 43.4 et seq., requires the maintenance of records except as provided by law. As a result, the Board must retain one copy of the record in its files. The Board, however, will release to Laidlaw those portions of the record that it has in duplicate. Laidlaw is directed to contact the Clerk of the Board to arrange procedures for the delivery of any duplicate record. Laidlaw shall bear the costs of delivery.

Laidlaw is free to obtain copies of any portion of the record from the Board if the Board does not have a duplicate