

ILLINOIS POLLUTION CONTROL BOARD  
August 22, 1991

PEOPLE OF THE STATE )  
OF ILLINOIS, )  
 )  
Complainant, )  
 )  
v. ) PCB 89-157(B)  
 ) (Enforcement)  
CYYBOURN METAL FINISHING CO., )  
 )  
Respondent. )

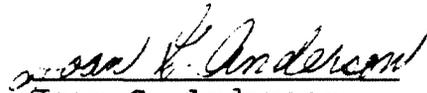
DISSENTING OPINION (by J. Anderson):

I continue to dissent on the imposition of costs and fees for the reasons expressed in my dissent of July 11, 1991 in Docket A of this matter.

Further, in the event of an appeal of costs imposed, on what basis will we make a determination, particularly in the absence of any procedural regulations or even an articulation in Docket A of what we believe is acceptable?

The approach taken by the Board in this whole area runs counter to the Board's usual, and I believe commendable, practice of giving forewarning before taking actions that affect others as significantly as is the case here.

It is for these reasons that I respectfully dissent.

  
Joan G. Anderson  
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Dissenting Opinion was submitted on the 22<sup>nd</sup> day of August, 1991.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board