

ILLINOIS POLLUTION CONTROL BOARD
November 15, 1989

IN THE MATTER OF:)
)
County of Tazewell and)
Tazewell County Board of Health,)
)
Complainants,)
)
v.) AC 89-235
) (Administrative Citation)
Dan Koch,)
)
Respondent.)

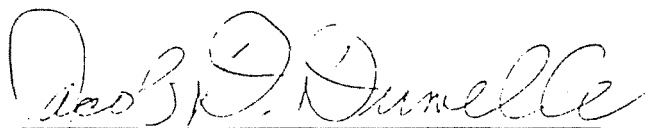
DISSENTING OPINION (by J.D. Dumelle):

My dissent stems from the illegal burning of the tires which were the subject of this action. Open burning of tires is clearly prohibited in Section 9(c) of the Environmental Protection Act.

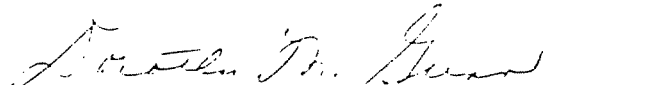
The Motion to Dismiss mentions that the Respondent sought advice from a Tazewell County Board member and the local fire department. Did that advice recommend illegal open burning?

It is quite likely that tires burned in the open release such carcinogens as benzo(a)pyrene and others. Thus, besides being illegal, this burning incident may in fact cause cancer to someone.

The prohibition on open burning should be brought to the attention of the Tazewell County Board member and the local fire department so that such an occurrence is not repeated in the future.


Jacob D. Dumelle, P.E.
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Dissenting Opinion was filed on the 16th day of November, 1989.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board