

ILLINOIS POLLUTIONL CONTROL BOARD
January 12, 1984

DEPARTMENT OF THE ARMY,)
)
 Petitioner,)
)
 v.) PCB 83-25
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. D. Dumelle):

This matter comes before the Board upon a December 30, 1984 second motion for modification filed on behalf of the Department of the Army (Army) to which the Illinois Enviornmental Protection Agency (Agency) responded on January 6, 1984, concurring in substance. The Army requests the modification of Paragraph 10(c)(3) of the Board's July 26, 1983 Order in this matter in that a smaller dredge (the Dubuque) will be used for dredging than the dredge which was anticipated to be used (the Thompson). Since Paragraph 10(c)(3) requires monitoring based upon the length of time the dredging takes, and since the dredging will take 5 times as long to complete using the Dubuque rather than the Thompson, the total sampling cost would increase by a factor of 5 as well.

The Board agrees that the increased cost is unreasonable and grants the Army's motion for modification. The Board hereby modifies Paragraph 10(c)(3) of its Order of July 26, 1983 to read as follows (additions underlined):

"Sampling at the sampling points listed in Paragraph 10, c), 4 shall be done:

- a. On two consecutive days per week if 12-inch dredge is used;
- b. Daily if a 20-inch dredge is used;
- c. For use of any other size dredge, sampling shall be performed at a frequency in proportion to the amount of the discharge, but not less than two consecutive days per week nor more than once daily.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board hereby certify that the above Order was adopted on the 12th day of January, 1984 by a vote of 7-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board