

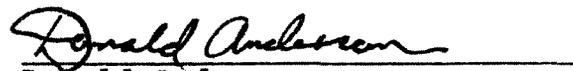
ILLINOIS POLLUTION CONTROL BOARD  
July 21, 1982

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) PCB 80-232 and  
 ) PCB 80-233 (Consolidated)  
WASTEX RESEARCH, INC., an )  
ILLINOIS CORPORATION, )  
JACK CHASE, and ROY BAUR, JR., )  
d/b/a BAUR TRUCKING, )  
 )  
Respondents. )

CONCURRING OPINION (by D. Anderson and J. Anderson):

The Board has accepted stipulated penalties of \$2,500 against Jack Chase as an individual. This same person was apparently a respondent in IEPA v. Jack Chase, et al., PCB 79-19, 35 PCB 49, July 12, 1979, a case which also involved open dumping of drums filled with hazardous waste. We have concurred in that we agree that the Respondents have violated the Rules and that a penalty should be imposed. However, the penalty against Mr. Chase is grossly inadequate for a second instance of such a serious violation.

  
Joan Anderson,  
Board Member

  
Donald Anderson,  
Board Member

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Concurring Opinion was filed on the 26<sup>th</sup> day of July, 1982.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board