

ILLINOIS POLLUTION CONTROL BOARD
November 7, 1985

PROPOSED AMENDMENT OF)
ILL. ADM. CODE TIT. 35,) R85-7
PART 304, SUBPART B)

ORDER OF THE BOARD (by R. C. Flemal):

This matter comes before the Board upon an October 11, 1985 "Application for Nondisclosure" (of confidential data) filed by Central Illinois Light Company ("CILCO"). At the September 11, 1985 hearing on this regulatory proposal, the Hearing Officer directed CILCO to submit a copy of a waste-disposal study undertaken for the company by Black and Veatch, Consulting Engineers. CILCO's October 11 application contends that certain information contained in the study, specifically that which evaluates alternative locations (not presently owned by the company) for future use by CILCO as waste-disposal sites, is confidential and not subject to disclosure.

CILCO submitted the study to the Board on October 11, 1985, with the sections that it argues are confidential highlighted in yellow (portions of 99 pages in all). On November 1, 1985 the Board received an amendment from CILCO of the company's October 11 application, requesting confidential status also be extended to a portion of one additional page of the study.

The Board has analyzed the sections of the study at issue, and finds that all of the information CILCO suggests receive confidential status does in fact meet the requirements of 35 Ill. Adm. Code 120.230. Accordingly, this information is granted confidential status by the Board. Specifically, the highlighted portions of the following pages will not be subject to public disclosure:

ii, iii, iv, TC3, TC4, TC5, 2-6, 2-7, 2-8, 2-9, 2-10, 2-11, 2-17, 2-18, 2-19, 4-23, 4-24, 4-25, 4-26, 4-27, 4-28, 4-29, 4-30, 4-31, 4-32, 4-33, 4-34, 4-35, 4-36, 4-37, 4-39, 4-41, 4-42, 4-43, 4-44, 6-1, 6-3, 6-4, 6-5, 6-6, 6-10, 6-11, 6-13, 6-14, 6-15, 6-16, 6-17, B3, B6, B7, B8, B15, B16, B17, B18, B19, B20, B21, B22, B23, B24, B25, B26, B27, B28, B29, B30, B31, B32, B33, B34, B35, B36, B37, B38, B39, B42, B43, B44, B45, B46, B48, B49, B50, B51, B52, B53, B54, B55, B56, B57, B58, B59, B60, B61, D2, D3, D4, D5, and D6.

Pursuant to 35 Ill. Adm. Code 120.305(b)(4), the Board directs CILCO to furnish a copy of the Black and Veatch study from which the confidential portions are deleted.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 7th day of November, 1985, by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board