

ILLINOIS POLLUTION CONTROL BOARD
September 5, 1985

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) PCB 84-11
)
CORN BELT, FS, INC.)
)
Respondent.)

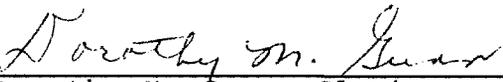
CONCURRING OPINION (by J. Theodore Meyer):

I concur with the majority in this Opinion and Order. I am confident that this Board may enforce all of the conditions of this order even though the violations were not pleaded in the petition. Cornbelt stated in the stipulation that they would remedy potential violations of the Act at several locations throughout the State by performing certain actions. They are in the nature of a volunteer and consented to perform certain measures to improve the environment of the State of Illinois. Even if the Board does not have authority to enforce all of the conditions of the stipulation, violations of this stipulation are enforceable in Circuit Court by the EPA as a Breach of Contract.



J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was filed on the 16th day of September, 1985.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board