

ILLINOIS POLLUTION CONTROL BOARD  
November 7, 1985

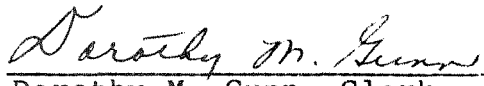
VILLAGE OF HAMPSHIRE, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 85-114  
 )  
 ) ILLINOIS ENVIRONMENTAL )  
 ) PROTECTION AGENCY )  
 )  
 ) Respondent. )

CONCURRING OPINION (by J. Marlin):

The Village received my concurring vote in this case only because denial would most likely delay resolution of the issue even further into the future. The Village did essentially nothing to investigate compliance alternatives prior to applying for the variance extension. It did not determine the barium level of well 3. It did not even seek the assistance of the Illinois State Geological Survey until 1985. However, I agree with the majority that leaving the Village open to enforcement at this point in time will not necessarily contribute to a desirable resolution.

  
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John C. Marlin  
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was submitted on the 12<sup>th</sup> day of November, 1985.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board