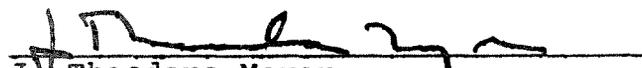


ILLINOIS POLLUTION CONTROL BOARD  
January 24, 1985

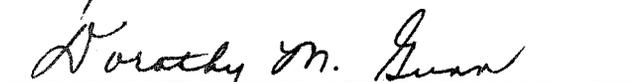
ANDERSON CLAYTON FOODS, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 84-147  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY )  
 )  
 Respondent. )

DISSENTING OPINION (by J. Theodore Meyer):

I believe that the majority of this Board erred in denying the additional two-year variance as requested by the Petitioner. It is my opinion that when the state of Illinois commits the taxpayer's hard-earned dollars to finance the research project using resources made available by the Illinois Coal Board Act, a five-year variance is clearly warranted, rather than merely a three-year variance as granted by the majority. The legislature has repeatedly stated, time and time again, that it is the public policy of this state to foster and enhance the use of Illinois coal, thereby employing more Illinois coal miners. With thousands of Illinois miners out of work and thousands more underemployed, the agencies of state government should do all in their power to legally foster the use of Illinois coal. Not only will the Board's action result in increased costs for the project, but the shorter variance places the taxpayer financed venture in a greater position of risk. For the aforementioned reasons, I dissent although I support in principle that the granting of a three-year variance is more desirable than denying the variance altogether.

  
J. Theodore Meyer

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Dissenting Opinion was filed on the 31<sup>st</sup> day of January, 1985.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board