

ILLINOIS POLLUTION CONTROL BOARD  
December 2, 1982

ILLINOIS ENVIRONMENTAL PROTECTION	)	
AGENCY,	)	
	)	
Complainant,	)	
	)	
and	)	PCB 78-233
	)	
FLORENCE FARMER,	)	
	)	
	)	
Intervenor,	)	
	)	
v.	)	
	)	
GRANITE CITY STEEL DIVISION OF	)	
NATIONAL STEEL CORPORATION,	)	
	)	
	)	
Respondent.	)	

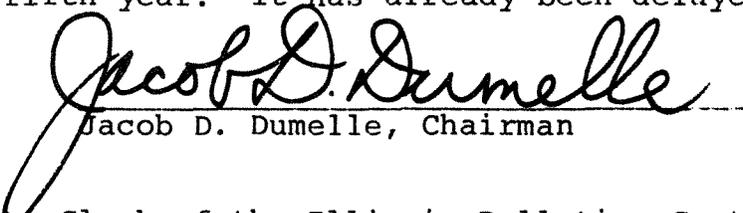
DISSENTING STATEMENT (by J.D. Dumelle):

The majority in its Order allows the Intervenor to amend three counts. Yet it inconsistently states that "No new issues are raised, so the Intervenor has taken the case as she found it."

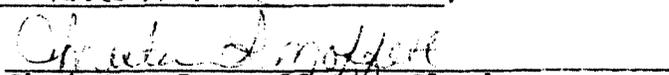
Does not the amending of the three counts introduce "new issues"? The case "as she found it" is that within the four corners of the original complaint filed August 28, 1978. Intervention was on February 25, 1980.

I agree that the Board is not barred from allowing amendments to the three counts. My Concurring Opinion (with Board Member Donald Anderson) of September 2, 1982 points out that "further delay in cleaning up the air in Granite City" will result from these amendments.

This enforcement case in one of the most polluted cities in Illinois is now in its fifth year. It has already been delayed too long.

  
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 Jacob D. Dumelle, Chairman

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Dissenting Statement was submitted on the 3<sup>rd</sup> day of December, 1982.

  
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 Christan L. Moffett, Clerk  
 Illinois Pollution Control Board