

MINUTES OF REGULAR INFORMAL BOARD MEETING
NOVEMBER 1, 1971, 189 W. MADISON STREET, CHICAGO, ILL.

All members were in attendance.

The Board unanimously requested Mr. Schneiderman of the Institute to proceed with the termination of the Board's present lease and with a lease for new quarters.

Mr. Miller on behalf of Commonwealth Edison Co. et al. in # 71-20, Quad-Cities, asked that the Board act quickly on the pending permit application since the plant was virtually ready to commence high-power testing. After discussion Mr. Currie informed Mr. Miller that the Board expected to decide the case November 15, after studying the latest transcripts in the related Dresden case, # 70-21, after hearing additional testimony Nov. 11 on the question of emergency core cooling, and after final consultations Nov. 12 with federal and other state officials on the thermal question.

With a few changes letters prepared by Mr. Currie on various bills pending before the General Assembly were approved as described in the minutes for October 26, 1971, along with an additional letter opposing H.B. 3589 which would vest initial decision-making authority in hearing officers.

By a 5-0 vote, neither party objecting, the Board adopted the proposed order in # 71-268, City of Flora, as stated in the opinion adopted October 28.

Mr. Currie's proposed opinion in # 71-68, Flintkote, was discussed and Mr. Currie agreed to add that the effect of a variance denial is not necessarily a shutdown and to pass on the confidentiality motion. The Board agreed to direct the parties to submit final briefs by November 8 to make possible a decision November 11.

The proposed final draft in # R 70-17, DuPage Regionalization, was deferred for discussion until November 8.

The following opinions were assigned to be drafted after discussion: #71-183, MSD (Streamwood), Mr. Currie: to deny the variance for inadequate interim measures and for unexcused delay; #71-231, Reese Construction Co., Mr. Kissel: to impose a \$100 penalty for constructing an asphalt plant without a permit; #71-234, Cobin Salvage, Mr. Lawton: a \$3000 penalty and cease-and-desist order for three incidents of open burning; #71-237, Reeves, Mr. Aldrich: a \$3000 penalty and cease-and-desist order for supplying water to the public without a permit and for various violations of the water quality requirements.

Mr. Currie agreed to a discussion of budget matters November 8. After discussion consideration of the proposed rule requiring petitioners to pay for transcripts in variance and permit cases was deferred, to be adopted (possibly also for enforcement cases) only if efforts to obtain a deficiency appropriation failed.

Discussion of # 71-157, City of Silvis, was postponed until November 8 for lack of sufficient information.

The following action was taken in new cases:
71-336, Fairfield, await EPA recommendation; likely will be moot. 71-337, Lake Co. Public Works, hearing authorized; 71-341, Wells, hearing authorized.

Because of increasing expenses and the adequacy of minutes to record official Board actions, the Board unanimously voted to discontinue the verbatim reporting of Board meetings except when particular matters so require.

Commonwealth Edison's motion for clarification of the order in #71-129 was referred to Mr. Sullivan for a report to the Board November 8.

After discussion the following opinions were set for decision as follows: # 71-110, Monsanto (JD), Nov. 8; # 71-15R, Mt. Carmel Utility (RK), Nov. 11. Mr. Dumelle stated that his draft opinion in ##71-111 et al., Sherwin-Williams, would be ready Nov. 3 for decision Nov. 8.

The Board voted 5-0 to grant the motion for stay in # 71-52, Bath, Inc., as to money penalties only pending appeal.

The Board then discussed Mr. Currie's revised draft of the effluent standards, #R 70-8, requesting the following changes: clarification with respect to the runoff from land used for disposition of waste; omission of references to agricultural waste; allowance of general accepted testing procedures apart from Standard Methods; modification of the background rule with respect to violations of water quality standards; peak values to be not over 5 times daily averages; ammonia control for large plants on the Illinois River and in the Metropolitan Sanitary District; phosphorus control in the Fox River basin; the addition of TDS and selenium standards of 3500 and 0.01 mg/l respectively; and a permit renewable every five years. Further discussion of the revised draft and of other issues in #R 71-14 (Water Quality Standards) was set for November 8, looking toward publication of a partial proposed final draft November 11 with two hearings to follow.

In personnel matters, the Board appointed Miss Christan Moffett Acting Clerk and agreed to ask Mr. Dwyer for a report on the public information program November 8.

I, Christan Moffett, Acting Clerk of the Pollution Control Board, certify that the above Minutes were adopted by the Board this 22 day of November, 1971.

Christan Moffett