

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING

December 5, 1972 Chicago, Illinois

All Board Members were present.

Opinions and orders were adopted in the following cases by a vote of 4-0: ##71-364, Augusta; 72-125, Swift; 72-186, Mal Landfill; 72-332, Lee Kidd; 72-349, Finch; 72-422, Hanna.

Decisions were put over to Dec. 12 in : ##72-13, Will County; 72-63 and 72-153, Truax and Consolidation Coal; 72-215, Weldon (possible decision); 72-274, Mid-City (opinion only); 72-366, Weinstein; 72-402, Lake Forest.

These cases were discussed; ##72-128, Tucker, Mr. Dumelle to draft an opinion for Dec. 12, 72-180, Mystik Tape, Mr. Lawton to review and prepare an opinion for Dec. 19; 72-258, Bell & Zoller, Mr. Henss to prepare an opinion for Dec. 19; 72-299, Olin, Mr. Parker to prepare an opinion for Dec. 19; 72-373, Bakely, Mr. Lawton said he would prepare an opinion for Dec. 12.

Mr. Sikevitz briefly reviewed the status of #71-59, Elgin for the Board and said he would have a summary to present to the Board within a few weeks.

In #72-259, National By-Products, a motion by EPA to withdraw slides entered as exhibits was granted by a vote of 4-0. Mr. Lawton said he would prepare an order.

The Board then adopted a resolution that Mr. Lawton preside as acting chairman of the Board since a replacement was not named upon David Currie's resignation.

A motion to dismiss in #71-174, Staley was granted by a vote of 4-0, Mr. Lawton to prepare an order.

Motion to consolidate in ##71-308, Martin and 72-328, Peabody Coal was granted 4-0, Mr. Lawton to prepare an order.

In #72-105, S. Side Foundry, the Board voted 4-0 to deny a motion on bond and Mr. Lawton will prepare the order.

A motion to dismiss in #72-242, International Harvester was put over pending EPA response.

Motions to withdraw petitions in ##72-273, Campbell and 72-428, Dostal were granted 4-0, Mr. Lawton will prepare the orders.

A motion to dismiss petitions in ##72-414, 415, Armak by EPA was denied 4-0.

Motion to add parties in #72-207, DuPage was denied 4-0.

Mr. Henss was asked to review the matter of #72-155, Ill. Central R.R., with regard to the Agency's memorandum of law and report to the Board Dec.12.

A Motion to Extend Time in #72-170, Bradley was granted 4-0, Mr. Lawton will prepare an order.

In new cases: ##72-455, Godfrey, hearing authorized 4-0; 72-458, Bosanko v. Ruzon, hearing authorized 4-0; 72-459, Keystone, ordered held for EPA recommendation; 72-460, City of E.Molin hearing authorized 4-0; 72-461, Jerry Frye, ordered held for EPA response; 72-462, Liberty Financial, put over to Dec. 12; 72-463, Citizen's v. Proctor & Gamble, hearing authorized 4-0; 72-464, Citizen's v. Joliet Army Ammunitions, hearing authorized 4-0. Hearings are mandatory in ##72-465, EPA v. Del Monte; 72-466, EPA v. Rail - to Water; 72-467, EPA v. M&W Disposal; 72-468, EPA v. Elizabeth St. Foundry; 72-469, EPA v. Proler Steel; 72-470, EPA v. Chicago Magnesium. In #72-471, City of Freeport, petition ordered held for EPA recommendation.

A proposal on sewer permits by Home Builders Assoc. was authorized for hearings and ordered consolidated with #R71-19, Sewer Ban Regs.

A proposal on mine drainage permits by Peabody Coal Co. was ordered held for E.P.A. response.

I, Christan L. Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above minutes this 12th day of December, 1972, by a vote of 3 to 0.

Christan L. Moffett