

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
February 14, 1973 Chicago, Illinois

All Board members were present.

An order was adopted by a vote of 3-0 in the matter of R72-9, Agricultural related pollution. Hearing will be postponed for at least six months.

Opinions were adopted in these cases by a vote of 3-0: ##71-326, Allied; 72-53, Harco; 72-62, -262, Reliance; 72-160 Kaluzney; 72-170, Bradley-Roper; 72-268 Lemkuhl; 72-390, Chicago Heights Foundry; 72-393, -396, -407, E. St. Louis and Sauget (opinion only); 72-409, Sterling Park Dist.; 72-426, Shawnee; 72-445, Zelen; 72-449, Wineman; 72-451, NSSD; 72-452, Steck; 72-112, U.S. Scrap.

Decisions in ##72-63, -153, Truax and Consolidation and 72-403, Producers' Mining were put over to February 21.

Motion for reconsideration in #72-180, Mystik Tape was put over to Feb. 21, pending receipt of E.P.A. Response.

A motion by E.P.A. in #71-129, Commonwealth Edison to clarify reports was allowed by a vote of 3-0. Mr. Lawton will prepare the order.

Motion to consolidate ##72-491, -492, EPA v. Commonwealth Edison and #73-40, Commonwealth Edison v. E.P.A. was granted 3-0. Mr. Lawton will prepare an order.

Motion to withdraw in #73-16, Kankakee Foundry was allowed 3-0. Mr. Lawton will prepare an order.

Motion to dismiss in #73-19, Citizens v. Glenview Naval Air Station was denied 3-0. Complainant was ordered to amend complaint. Mr. Lawton will prepare the order.

A motion to dismiss in R72-19, Sewer Bans was ordered taken with the case. Mr. Lawton will prepare an order.

Minutes were adopted by a vote of 3-0 for meetings held January 16, 23 and 30, 1973.

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In new cases these actions were taken: ##73-46, Ferguson & Lange Foundaries, hold for EPA Recommendation; hearings mandatory in ##73-47, EPA v. Steve Lyons, 73-48, EPA v. Continental Blag Corp., 73-49, EPA v. Aurora Blacktop, 73-50, EPA v. Carus Corp.; 73-51, Texaco, hearing authorized 3-0; 73-52, EPA v. James Esarey, hearing mandatory; 73-53, Josh & Mary McIntosh, hold for E.P.A. Recommendation; 73-54, Texaco, hearing mandatory; 73-56, Louis Hahn, hold for E.P.A. Recommendation; 73-57, City of Elmhurst, hold for E.P.A. Recommendation; 73-58, Peabody Coal, action put over; 73-59, EPA v. Metro Disposal, hearing mandatory.

Variance filed in #73-27, University of Illinois was dismissed as moot by a vote of 3-0. Mr. Lawton will prepare the order.

In the matters for discussion: ##72-207, DuPage, discussion put over to Feb. 21; 73-3, O'Connor v. Rockford, E.P.A. asked to file brief, Mr. Lawton will prepare an order; 72-383, Apple Orchard, EPA Recommendation and 90 day waiver to be requested; 72-458, Bosanko v. Ruzon, case dismissed 3-0, Mr. Lawton to prepare an order.

#71-377, Freeman Coal was set for further discussion Feb. 21, Mr. Lawton will prepare an order.

#72-49, Benj. Harris was set for further discussion by Mr. Dumelle Feb. 21.

Mr. Henss will prepare an opinion in #72-213, Mt. Auburn and #72-362, Gregg for decision Feb. 21.

Mr. Dumelle will prepare an opinion for decision Feb. 21, in #72-460, E. Moline.

In #72-318, Midwest Rubber, Mr. Lawton said he would prepare an opinion for discussion Feb. 21, and in #72-478, Hanson, an opinion for decision Feb. 21.

Mr. Dumelle agreed to review the record and prepare an opinion for discussion in #72-350, Commonwealth Edison.

The Board approved the executive minutes of January 30, 1973 by a vote of 3-0.

I, Christan L. Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above minutes this 27th day of February 1973 by a vote of 3-0.

Christan L. Moffett