

ILLINOIS POLLUTION CONTROL BOARD

Minutes of Regular Board Meeting
February 21, 1974 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted by a vote of 5-0 in these cases: ##72-317, Arbor v. Campbell, Mr. Dumelle will file a concurring opinion; 72-476, 73-73, Arbor and DePirro; 73-497, Deere, 73-500, Kencote; 73-502, NSSD; 73-503, Herrin; 73-518, FS Services; 73-544, All Steel; 73-548, Hoerner; 73-555, Abbott Labs; 73-556, Bingham.

Motion for extension of time to pay penalty was denied 5-0 in ##73-55, 73-174, Eckrich & Kneip. Dr. Odell will prepare an order.

Motion for modification was granted 5-0 in #73-338, Winnetka. Mr. Dumelle will prepare an order.

The Board voted 5-0 to reconsider its vote of February 14, 1974 in #73-447, Near Ones v. Carlson to re-assign to another hearing officer. The motion to re-assign was then denied 5-0 and the Board ordered a hearing to be set in 60 days. Mr. Henss will prepare an order.

Motion to reconsider in #73-492, Foreman was held to February 28. Mr. Dumelle will review and prepare a draft order.

Motion for default in #73-462, Interlake was discussed and put over to February 28. A waiver of time will be requested.

In #73-539, Reichhold Chemicals, motion for extension of time to file response to motion to dismiss was granted to February 27 by a vote of 5-0. A waiver will be requested. Mr. Dumelle will prepare an order.

Motion to amend recommendation in #73-382, Allied Chemical was granted 5-0.

Motion to dismiss #73-559, International Harvester was held to February 28.

In #74-19, CBE v. International Harvester, hearing was ordered delayed for 65 days to allow time for filing of motions by a vote of 5-0. Mr. Henss will prepare an order.

The Board decided to hold the Board meeting of March 14 over to March 15 for regulation discussions. The meeting of April 11 will be cancelled.

Minutes of February 7, 14, 1974 were approved 5-0.

In new cases these actions were taken by a vote of 5-0: ##74-66, International Harvester, ordered held for Agency Recommendation; 74-67, Village of Lena, additional information requested and ordered held for Agency Recommendation, Mr. Dumelle will prepare an order; 74-68, EPA v. City of Polo, hearing mandatory; 74-70, A. O. Smith Corp., ordered held for Agency Recommendation.

Oral argument was heard in #72-114, Apex Smelting.

Dennis Hawker of the Institute for Environmental Quality discussed status of regulations.

An opinion and order was adopted in #73-537, Doering, by a vote of 5-0 granting a NSSD hardship variance.

These cases were discussed and set for further discussion or possible decision February 28: ## 71-348, 72-73, Darling; 72-412, Trione; 73-193, Fleischman; 73-309, Metal Dross; 73-382, Allied; 73-384, Central Ill.; 73-21, Herrin; 73-482, Ill. Power; 73-505, Allen Industries; 73-511, Litho-Strip.

#73-558, A.B. Dick was discussed, Mr. Dumelle did not participate.

All matters not disposed of as listed were ordered placed on the Agenda for February 28.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the Board adopted the above minutes on the 21st day of March, 1974, by a vote of 5-0.

Christan L. Moffett