

ILLINOIS POLLUTION CONTROL BOARD

Minutes of Regular Board Meeting
September 21, 1978 Chicago, Illinois

All Board Members were present save Mr. Young who was ill.

Opinions and Orders were adopted in these cases by a vote of 4-0:
##77-147, C.M. Ford, Mr. Werner concurred; 78-4, Murrell; 78-23,-52,
Springfield; 78-72,-73, Commonwealth Edison; 78-104; Zimco Enterprises;
78-91, International Harvester; 78-168, Union Oil; 78-189, Illinois
Power, Mr. Dumelle concurred; R76-15, Amendments to Agricultural
Related Pollution.

An Opinion was adopted in #77-201, Commonwealth Edison by a vote of
3-1, Mr. Dumelle dissented.

Motion for stay in #76-84, Santa Fe was granted for 90 days by a
vote of 4-0. Mr. Goodman will prepare an Order.

A Supplemental Opinion was adopted in #77-136, Sauget on a motion
for rehearing. The vote was 4-0, Mr. Dumelle will prepare an Order.

An Order was adopted in #77-162 on a motion for reconsideration re-
garding confidential documents. The proceedings were transcribed.
The vote was 3-1, Mr. Werner dissented. Mr. Goodman will prepare an
Order.

Motion for sanctions in #77-254, Tabbert was granted by a vote of
4-0. Mr. Dumelle will prepare an Order.

Motion for continuance was granted in #78-43 Staley and in #78-44,
Beloit Grain by a vote of 4-0. Mr. Goodman will prepare the Orders.

Motion to consolidate in #78-88 and 78-225 EPA v. Sundale Service
was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

An Order was entered in #78-107, Zahradka ratifying a Hearing Officer
Order by a vote of 4-0. Mr. Goodman will prepare the Order.

Motions to withdraw and/or dismiss in #78-124, Bloomingdale by these parties were granted by a vote of 4-0: ## American Can, B.F. Goodrich, Armour-Dial, Western Electric, TC Industries, Purex Corp. Lincolnshire, Frank J. Curran, Chicago & Northwestern Railroad and GAF. Mr. Dumelle will prepare an Order.

Motion to stay in #78-146, Glendale Heights was granted for 120 days by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion to dismiss in #78-201, Sigel was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motions to extend time for filing recommendations were granted in #78-210, PPG Industries and #78-217, East St. Louis by a vote of 4-0. Mr. Goodman will prepare the Orders.

Motion for expedited consideration in #78-173, Shodeen was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion to dismiss in #78-176, Marathon Oil was ordered taken with the case.

Opinions and Orders were adopted in these cases by a vote of 4-0: ##77-259, Robertson; 78-85, Corinth Water Supply; 78-173, Shodeen (Order only).

An Opinion and Order was adopted in #78-273, Sidney Katz by a vote of 3-0, Mr. Goodman abstained.

These cases were discussed and held to October 4 for further discussion or possible decision: ##75-475, Thompson Oil; 76-107, Consolidated Freightways; 77-328, Svoboda v. DuPage; 78-207, Lissner Corp; 78-182, Troy; 78-194, Willowbrook Utility; 77-290, Frank Record.

An amended petition in #78-185, Hen House was ordered held for an Agency Recommendation by a vote of 4-0.

Amended petitions in ##78-60, Olin Corp. and 78-216, Arlingdale were ordered set for hearing by a vote of 4-0.


In new cases these actions were taken by a vote of 4-0: ##78-243, Olin, hearing set, motion to strike granted, confidentiality granted, Order by Mr. Goodman; 78-244, Roselle, additional information requested, Order by Mr. Dumelle; 78-245, Olin, dismissed, Order by Mr. Dumelle; 78-246, Caterpillar, motion to withdraw granted, Order by Mr. Goodman; 78-247, EPA v. Continental Grain, hearing mandatory; 78-248, Bodine, additional information requested, Order by Mr. Dumelle; 78-249, EPA v. American Nickeloid, hearing mandatory, 78-250, General Mills, dismissed, Order by Mr. Dumelle; 78-251, EPA v. Odell Phillips, hearing mandatory; 78-252, Camp Point, held for an Agency Recommendation; 78-253, Wildrose, additional information requested, Order by Mr. Dumelle; 78-254, Kamarasy, held for an Agency Recommendation; 78-255, Southern Illinois Power, additional information requested, Order by Mr. Dumelle; 78-256, EPA v. DaneKäs, hearing mandatory; 78-257, Bureau of Alcohol et al., additional information requested, Order by Mr. Dumelle.

R78-12, Proposed Rule Change filed by PPG Industries was accepted for hearing and publication.

The Board authorized Mr. Dumelle to send a letter to the Illinois Attorney General requesting clarification on the Administrative Procedures Act.

All matters not disposed of as listed were ordered placed on the agenda for possible consideration on October 4.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify the above Minutes were adopted this 14th day of December, 1978 by a vote of 3-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board