

ILLINOIS POLLUTION CONTROL BOARD
MINUTES OF REGULAR BOARD MEETING
JANUARY 10, 1980, CHICAGO, ILLINOIS

All Board Members were present.

Opinions and Orders were adopted in these cases by a vote of 4-0: ##77-311, John Vander; 79-140, City of Chicago (Order only); 79-199, Hanover Park; 79-234, Olin Corp. (Opinion only); 79-242, Western Electric; 79-263, Dept. of Transportation (Order only); 78-297, Einsweiler; 78-181, Clark Oil; 79-226, Mt. Vernon.

A Proposed Order was adopted in R77-12, Docket C, WQS Amendments, by a vote of 4-0.

An Opinion was adopted in R78-10, Steel Mills, by a vote of 3-1, Mr. Werner dissented.

An Opinion was adopted in R78-6, Procedural Rules Amendments, by a vote of 3-1, Mr. Werner dissented. A Supplemental Order was also adopted which clarified the numbering of the rules. The vote was 3-1, Mr. Werner dissented.

Motion to withdraw was granted in #75-64, Material Services, by a vote of 4-0. Mr. Goodman will prepare an Order.

Joint motion to dismiss in ##75-361,-389, Interlake, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion to dismiss in #75-399, Interlake, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion to dismiss in #77-187, Mt. Vernon, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion to withdraw in #78-307, Union Electric, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

A motion in #79-5, Crossroads, was denied by a vote of 3-1, Mr. Werner dissented. Mr. Goodman will prepare an Order.

Motion for clarification was granted in #79-29, Olin Corp., by a vote of 4-0. Mr. Goodman will prepare an Order.

An Order was adopted on a motion to vacate in #79-43, American Hoechst, by a vote of 4-0. Mr. Goodman will prepare an Order.

An Order was adopted on motions to dismiss and for partial stay in ##79-92,-93,-94,-97, Amax Coal, by a vote of 4-0. Dr. Satchell will prepare an Order.

Joint motion for waiver of hearing in #79-109, Savanna, was granted by a vote of 4-0. Dr. Satchell will prepare an Order.

Request to decide in #79-146, Sahara Coal, was granted by a vote of 4-0. Dr. Satchell will prepare an Order.

Motion to dismiss in #79-151, Caterpillar Tractor, was granted by a vote of 4-0. Mr. Goodman will prepare an Order.

Motion to reconsider was granted in #79-175, Hoerner Waldorf, by a vote of 4-0. Mr. Dumelle will prepare an Order.

Motion for modification in #79-186, Urbana, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

A motion filed in #79-193, Nadelhoffer-Wilson, was construed as a new petition and additional information requested. Mr. Dumelle will prepare an Order.

Request for hearing was granted in #79-196, Lisle, by a vote of 4-0. Mr. Dumelle will prepare an Order.

Orders were adopted on motions to stay in ##79-243,-244, Illinois Power, by a vote of 4-0. Dr. Satchell will prepare an Order.

Motions for stay in ##79-246,-247,-248, CIPS, were granted by a vote of 4-0. Dr. Satchell will prepare an Order.

Motion to stay in #79-276, Monterey Coal, was denied by a vote of 4-0. Dr. Satchell will prepare an Order.

Motion for hearings in R71-9, Radiation, was granted by a vote of 4-0. The Board ordered that the inquiry hearings be assigned a new number, R80-1. Mr. Dumelle will prepare an Order.

Orders were adopted in R77-15, Sulfur Dioxide, on a motion for exclusion and a motion for clarification. The vote was 4-0 in each. Mr. Goodman will prepare the Orders.

Motion to withdraw in #76-139, Drovers Bank, was granted by a vote of 4-0. Mr. Dumelle will prepare an Order.

An amended petition filed in #79-219, Dept. of the Navy, was ordered held for an Agency recommendation.

Minutes of Board Meetings held: September 20, 1979, October 4 and 18, 1979, and November 1, 1979 were approved as amended by a vote of 4-0.

These cases were discussed and held to January 24, 1980 for further discussion or possible decision: ##78-102, Dougherty; 78-238, SCM Corp; 79-24, DeSoto; 79-58, Minerals Mgt., 79-76, S & L Sanitation; 79-172, Arthur Light; 79-176, International Minerals; R76-14,-19, Forging Noise; R76-20, R77-10, Mine Wastes.

These cases were ordered set for hearing within 60 days or be subject to dismissal: ##78-33, Lehmkuhl; 78-54, Amoco; 78-128, Interlake; 78-135, Palos Park; 78-137, Salem; 78-161, Getzen; 78-186, Hartman; 78-211, Marlin; 78-238, Plano; 78-240, Wood Dale; 78-278, Peterson Puritan, 78-305, Glen's Restaurant.

In new cases these actions were taken by a vote of 4-0: ## 78-268, Village of Riverton, held for an Agency recommendation; 78-269, Village of Montgomery v. Aurora Sanitary District, hearing authorized; 79-270, EPA v. Riverview Heights, 79-271, EPA v. Gordon Ficklin, 79-272 through 79-275, EPA v. Commonwealth Edison, hearings mandatory; 79-276, Monterey Coal, hearing authorized; 79-277, DuPage County, hearing authorized.

In other new cases these actions were taken by a vote of 4-0: ##80-1, Mobil Chemical, additional information requested, Order by Mr. Dumelle; 80-2, Dept. of Transportation, Nielsen, held to January 24, 1980 for action; 80-3, Caterpillar Tractor, hearing authorized; 80-4, EPA v. Alba Mfg., hearing mandatory; 80-5, Village of Elburn, held for Agency recommendation; 80-6, Bailey v. Mill Shoals, held to January 24, 1980 for consideration; 80-7, Allstate, held for Agency recommendation; 80-8, Pinckneyville, held for Agency recommendation.

Proposed amendments to the AQS Regulations, R79-14, was ordered to be published and hearings authorized by a vote of 4-0.

All matters not disposed of as listed were ordered held to January 24, 1980 for possible consideration.

I, Christan L. Moffett, Clerk of the Pollution Control Board, do hereby certify that the above Minutes were approved this 15th day of May, 1980, by a vote of 4-0.

Christan L. Moffett