

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
June 29, 1984 Chicago, Illinois

All Board Members were present save Mr. Nega.

Opinions and Orders were adopted in these cases by a vote of 5-0: ##83-164, West Dundee, Mrs. Anderson and Mr. Marlin concurred; 83-165, Hillsboro; 84-27, German Valley; 84-28, Meyer Steel Drum, Mr. Forcade concurred; 84-40, Bloomington and Normal Sanitary District; 84-49, Village of Atwood.

An Adopted Rule, Final Opinion and Order was adopted in R83-6A, Mine Wastes, by a vote of 5-0.

Emergency Rules and First Notice Proposals were adopted in R83-28A and R83-28B, Definition of Liquid Hazardous Waste, by a vote of 5-0.

A Proposed Rule, Second Notice Order was adopted in R83-35, Wagner Casting Company, by a vote of 5-0.

An Order was adopted in R82-14, RACT III, Agricultural Products, by a vote of 5-0.

Resolutions and Orders were adopted in these matters: R84-24, Hazardous Air Pollutants: Benzene Equipment Leaks (Fugitive Emission Sources); R84-25, Hazardous Air Pollutants: Asbestos Standards. The vote was 4-0 (Mr. Meyer was absent on official Board business). Mr. Dumelle will prepare them.

By a vote of 5-0 the Board, pursuant to the mandate of the Fourth District Appellate Court, reopened the docket in #83-9, City of Mt. Olive, for the purpose of holding a hearing. Mrs. Anderson will prepare an Order.

Motion to withdraw in #83-180, R.R. Donnelley, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

Request for review of Hearing Officer Order in #83-228, Kane County et al., was granted by a vote of 4-0 (Mr. Meyer was absent on official Board business). Mr. Dumelle will prepare an Order. Mr. Marlin abstained.

Motion to withdraw in #83-233, Thrall Car, was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

In #84-26, OMC, Respondent American Toxic Disposal was granted leave to file a memorandum in support of its motion for modification. The vote was 5-0. Mrs. Anderson will prepare an Order.

Motion to correct the final Order issued by the Board in #84-31, Kerr-McGee, was granted by a vote of 5-0. Mr. Meyer will prepare an Order.

Motion to consolidate and motion for time in #84-45, 84-61, 84-68 (consolidated), Waste Management, was granted by a vote of 4-1. Mr. Meyer dissented. Mrs. Anderson will prepare an Order.

By a vote of 5-0, the additional information Order in #84-66, Union Oil, authorized at the June 14 Board meeting was orally rescinded by Mr. Marlin and this case was held for an Agency recommendation.

Motion for leave to file Agency record instanter in #84-41, Interlake was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

These matters were discussed and held to July 19, 1984 for possible consideration: #79-87, Sauget; 83-4, East Moline; 83-17, Russell Bliss; 83-107, Quaker; 83-166, Mobil Oil; 84-30, Jefferson Electric; R82-1, Particulate Emissions; R84-3, Waste Disposal Site Operator Certification (Training and Experience), Proposed Rule, First Notice; R84-7, Permit and Inspection Fees; R84-22, Performance Bonds for Waste Disposal Facilities; R84-, Joliet CSO Petition; R84-, Proposed Amendments to Mine Rules.

An Amended Petition filed in #84-58, Taracorp, was authorized for hearing. Mr. Forcade will prepare an Order.

In new cases these actions were taken by a vote of 4-0 (Mr. Meyer was absent on official Board business): #84-76, EPA v. Rockford Speedway, Inc., hearing mandatory; 84-77, Olin Corporation v. EPA, hearing authorized; 84-78, Georgia-Pacific, motions to appear granted and hearing authorized, Mr. Forcade concurred; 84-79, EPA v. Russell G. Wake, hearing mandatory; 84-80, Duane Timothy Eaker and Connie Eaker v. County of Kankakee, held until July 19 meeting, 11:00 a.m.; 84-81, Plant Industries, Inc. v. EPA, hearing mandatory; 84-82, Reilly Tar and Chemical Corporation v. EPA, additional information requested; 84-83, EPA v. Russell Perkinson, hearing mandatory; 84-84, EPA v. Mt. Vernon Water and Sewer, Corporation and Alan C. Conrad; hearing mandatory; 84-85, EPA v. Village of Orangeville, hearing mandatory.

These cases were Ordered to hearing: #80-116, Borg-Warner; 81-47, Republic Steel Corporation; 83-43, Taracorp; 83-49, Alton Packaging Corporation; 83-55, Alton Packaging Corporation; 83-58, Caterpillar Tractor; 83-59, Caterpillar Tractor (East Peoria Plant).

Minutes of the regular Board Meetings of June 14 and June 20 were approved as corrected by a vote of 4-0 (Mr. Meyer was absent on official Board business).

All other matters not disposed of as listed were Ordered held to July 19, 1984 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board do hereby certify that the above Minutes were approved this 6th day of September, 1984 by a vote of 6-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
AGENDA
JUNE 29, 1984 CHICAGO, ILLINOIS

DECISIONS:

- 83-4 East Moline (WN) _____
- * 83-164 West Dundee (BF) (due) _____
- 83-165 Hillsboro (due) (motion to dismiss - 6/21) _____
- * 84-27 German Valley (JM) (due) _____
- * 84-28 Meyer Steel Drum (WN) (due) _____
- 84-40 Bloomington & Normal S.D. (JA) _____
- * 84-49 Village of Atwood (BF) _____
- R83-6 Mine Waste, Adopted Rule, Final Opinion & Order (JM) _____
(A)
- R83-28 Liquid Hazardous Waste (Emergency Rule), Proposed Rule,
First Notice (JM) _____
- R83-35 Wagner Casting Company, Proposed Rule, Second Notice
(JM) _____
- R84-7 Permit & Inspection Fees (JA) _____
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MOTIONS:

- 83-9 Mt. Olive - Order re 6/15/84 remand (JA) _____
- 83-17 Bliss - motion in opposition to Respondent's Reply Brief
(5/29) Objection (6/18) (BF) _____
- 83-180 R.R. Donnelley - motion to withdraw (6/18) _____
- 83-228 Kane County et al. - request for review of H.O. Order
(5/16) (JD) _____
- 83-233 Thrall Car - motion to withdraw (6/22) _____

*INDICATES VARIANCE OR PERMIT APPEAL

MOTIONS: (Cont'd)

- 84-26 OMC - motion for modification (6/21) (JA) _____
- 84-31 Kerr-McGee - motion to correct error (6/18) (JTM) _____
- 84-44 U.S. Industrial Chemicals - motion for Interlocutory Appeal
(6/22) _____
- 84-45
84-61 Waste Management - motion to consolidate 84-61 & 84-68
84-68 (6/14), opposition (6/18); motion to consolidate all 3
(6/15), opposition (6/25); motion for time in 84-68 (6/18),
opposition (6/26) _____
- 84-66 Union Oil - recension of June 14 Board Order (JM) _____
- R82-1 Particulate Emission Limitations - motion for leave to file
opposition (6/25) (JD) _____

DISCUSSIONS:

- * 79-87 Sauget (BF) _____
- 83-17 Russell Bliss (BF) _____
- * 83-107 Quaker (JM) _____
- 83-166 Mobil Oil (BF) _____
- 84-30 Jefferson Electric (WN) (due 7/19) _____
- 84-33 Commonwealth Edison (JM) (due 7/19) _____
- R82-1 Particulate Emissions (JD) _____
- R82-14 RACT III, Agricultural Products, Opinion (JTM) _____
- R84-3 Waste Disposal Site Operator Certification (Training and
Experience), Proposed Rule, First Notice (JA) _____
- R84-22 Performance Bonds for Waste Disposal Facilities (JA) _____
- R84- Joliet CSO Petition (5/29) _____
- R84- Proposed Amendments of Mine Rules (5/31) _____

AMENDED PETITION:

- 84-58 Taracorp (filed 6/15) (see Board Order of 5/3/84) _____

NEW CASES:

- 84-76 EPA v. Rockford Speedway, Inc. _____
 - 84-77 Olin Corporation v. EPA _____
 - 84-78 Georgia-Pacific Corp. v. Taylorville S.D. (motion to appear
6/20) _____
 - 84-79 EPA v. Russell G. Wake _____
 - 84-80 Duane Timothy Eaker & Connie Eaker v. County of Kankakee
(Hold for 7/19 meeting, 11:00 a.m.) _____
 - 84-81 Plant Industries, Inc. v. EPA _____
 - 84-82 Reilly Tar & Chemical Corp. v. EPA _____
 - R84-24 NESHAPS (JD) _____
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BACKLOG CASES

MINUTES:

June 14, 20, 1984

THE NEXT BOARD MEETING WILL BE JULY 19, 1984

PENDING CASES ASSIGNED:

78-139 Vickery Manor (JD)
* 79-87 Sauget (BF)
81-151 Dean Foods (BF) (due 8/23)
81-155 Citizens v. Bledsoe (JM)
* 82-21 Galesburg Sanitary District (JD)
82-154 EPA v. Moline (JM)
83-17 Bliss (BF)
83-22 Standard Scrap (JTM)
83-28 Top Chop (WN)
* 83-114 American Steel Container (JTM) (due 8/3)
* 83-115 American Steel Container (JTM) (due 8/3)
* 83-166 Mobil Chemical (BF) (due)
83-173 Industrial Salvage (BF) (due 8/2)
84-3] City of Galva (WN)
84-4]
* 84-6 City of Monmouth (JM) (due 8/2)
* 84-30 Jefferson Electric (WN) (due 7/19)
* 84-32 Springfield & Sangamon County (JM) (due 8/2)
* 84-33 Commonwealth Edison (JTM) (due 7/19)
* 84-37 Mobil Oil (JM) (due 8/2)
84-40 Bloomington & Normal S.D. (JA)
* 84-49 Village of Atwood (BF) (due 7/19)
84-51 Southern California Chemical (JD) (due 8/2)