

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
JULY 21, 1994 CHICAGO, ILLINOIS

After calling the meeting to order, Chairman Manning asked the Clerk for a roll call, and all Board Members answered present.

An Order, denying the Petitioner's motion for reconsideration of an April 21, 1994 Board Order, was adopted in #94-51, Rodney B. Nelson, III, by a vote of 6-0. (CAM)

An Opinion and Order was adopted in #94-58, City of Geneva, by a vote of 6-0. (CAM)

An Opinion and Order was adopted in #94-92, USA Waste Services, by a vote of 6-0. (McF)

An Opinion and Order accepting the Stipulation and Proposal for Settlement in the amount of \$12,000.00, was adopted in #94-173, People of the State of Illinois v. Health O Meter Products, Inc., by a vote of 6-0.

In R90-26(A), Foundry & Steel Landfill Amendments, an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 5-0. Board Member E. Dunham abstained. (RCF)

In R94-4, SDWA Update, USEPA Regulations (July 1, 1993 through December 31, 1993), an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. (RCF)

Default Orders were adopted in these Administrative Citations by a vote of 6-0: ##94-33, County of Will v. Beecher Development Landfill; 94-34, EPA v. City of Freeport.

An Order construing the agreed order filed by the Complainant and the Respondent as the Respondent's request to withdraw his petition for review, and directing the Respondent to pay, on or before May 20, 1996, a penalty of \$500.00, was adopted in #AC 94-21, Dennis W. Gaebel, by a vote of 6-0. (JTM)

An Order granting the joint motion for an extension of time until August 12, 1994, for the Petitioner to file its amended petition, was adopted in #AS 94-2, Petition of Solar Corporation, by a vote of 6-0. (McF)

An Order granting the Agency's motion for an extension of time until September 12, 1994, to file its response and recommendation, was adopted in #AS 94-3, Petition of Outboard Marine Corporation, by a vote of 6-0. (McF)

An Order granting the Petitioner's motion for an extension of time until August 12, 1994, to file its amended petition, was adopted in

#AS 94-4, Petition of Chase Products Company, by a vote of 6-0.
(MCF)

An Order accepting the status report and reminding the Petitioner that it has a continuing obligation to submit status reports every 90 days, was adopted in #89-177, CWM Chemical Services, by a vote of 6-0. (JTM)

An Order granting the Petitioner's motion for an extension of time until August 11, 1994, to file its response to the Agency's motion for reconsideration of a May 19, 1994 Board Order, was adopted in #90-24, Rock-Ola Manufacturing Corporation, by a vote of 6-0.
(GTG)

An Order granting the Petitioner's motion to stay the review of the record until after October 1, 1994, was adopted in #91-38, American Waste Processing, by a vote of 6-0. (ED)

An Order granting the Petitioner's motion to file its status report instanter, granting the motion to stay, and directing the parties to file a status report with the Board and the Hearing Officer no later than November 18, 1994, which shall include the date of the expected resolution of the matter, was adopted in #91-49, LTV Steel Company, by a vote of 6-0. (RCF)

An Order granting the Petitioner's motion for substitution of counsel, was adopted in #91-75, Community Consolidated School District, by a vote of 6-0. (MCF)

An Order granting the Petitioner's motion to dismiss, was adopted in #91-86, Raymond D. and Mary A. Moore, by a vote of 6-0. (MCF)

An Order directing the Petitioner and the Agency to file updated status reports or a joint status report on or before September 9, 1994, was adopted in #91-94, Safety-Kleen Corporation, by a vote of 6-0. (CAM)

An Order directing the parties to file a status report with the Board to be received by the Board no later than September 21, 1994, was adopted in #91-122, Condecor, Inc., by a vote of 6-0. (GTG)

An Order accepting the status report as filed and directing the parties to file an additional status report with the Board no later than September 30, 1994, was adopted in #91-200, Borden Chemicals, by a vote of 6-0. (GTG)

An Order directing the parties to file a status report within 14 days of the date of the Order, or the matter will be subject to dismissal, was adopted in #92-143, Dietzgen Corporation, by a vote of 6-0. (GTG)

An Order granting the motion to dismiss, was adopted in

#92-212, Pekin Metro Landfill, by a vote of 6-0. (MCF)

An Order directing the parties to file, jointly or individually, a status report on or before September 9, 1994, if a request to withdraw the permit appeal is not received by the Board by September 9, 1994, was adopted in #92-216, U.S. Department of the Army (Rock Island Arsenal), by a vote of 6-0. (CAM)

An Order granting the Petitioner's motion to dismiss, was adopted in #93-1, Pekin Metro Landfill, by a vote of 6-0. (MCF)

An Order directing the Hearing Officer to set the matter for hearing and to hold all such hearings, as well as requiring that any briefs be filed by September 6, 1994, was adopted in #93-128, National Coatings, by a vote of 6-0. (GTG)

An Order directing the parties to file a status report within 14 days or the matter will be subject to dismissal, was adopted in #93-136, Safety-Kleen Corporation (Caseville Service Accumulation Center), by a vote of 6-0. (GTG)

An Order directing the Petitioner and the Agency to file status reports or a joint status report, if they prefer no later than September 2, 1994, was adopted in #93-137, Safety-Kleen Corporation (Caseville Facility), by a vote of 6-0. (ED)

An Order directing the Petitioner and the Agency to file status reports or a joint status report, if they prefer no later than September 2, 1994, was adopted in #93-138, Safety-Kleen Corporation (Urbana Facility), by a vote of 6-0. (ED)

An Order granting the Petitioner's motion for substitution of counsel, was adopted in #93-192, The Decatur Auto Auction, by a vote of 6-0. (MCF)

An Order directing the parties to submit status reports on or before September 2, 1994 in the event the matter has not been dismissed, was adopted in #93-228, Safety-Kleen Corporation, by a vote of 6-0. (RCF)

An Order denying both motions for reconsideration of the Board's May 1994 Order, was adopted in #94-19, -21, -22, Michael Turlek et al., Kay Kulaga and Alice Zeman and Citizens For a Better Environment et al., by a vote of 6-0. (MCF)

An Order denying the Respondents' motion for reconsideration and clarification of a May 19, 1994 Board Opinion and Order, was adopted in #94-44, City of Havana and Southwest Energy Corporation, by a vote of 5-0. Chairman C.A. Manning abstained. (GTG)

An Order granting the Petitioner's motion to dismiss with prejudice, was adopted in #94-82, H.C.T.K., Inc., by a vote of 6-0. (JTM)

Petitioner's motion to incorporate documents incorporated by reference in petition will be taken with the case-in-chief.

An Order granting the agreed motion to stay all actions on all pending motions until October 19, 1994, at which time the parties were directed to file a status report, was adopted in #94-125, Beloit Corporation, by a vote of 6-0. (ED)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-126, Grayslake Feed Sales, by a vote of 6-0. (McF)

An Order granting the Petitioners' motion to dismiss, however, denying the request to dismiss without prejudice, and closing the docket, was adopted in #94-147, Capital Asset Corporation, by a vote of 6-0. (CAM)

An Order granting the Petitioner's motion to consolidate with the previously consolidated cases in PCB ##94-162, -169, -170, was adopted in #94-148, Chemical Waste Management, by a vote of 6-0. (GTG) (McF)

An Order granting the Agency's motion to supplement the administrative record, was adopted in #94-152, Madison Avenue Venture, by a vote of 6-0. (RCF)

An Opinion and Order granting the Petitioner's motion for summary judgment, was adopted in #94-153, Waste Management of Illinois, by a vote of 6-0. (CAM)

An Order granting the Petitioner's motion to consolidate with PCB 94-148, Chemical Waste Management, was adopted in ##94-162, -169, -170, Chemical Waste Management, by a vote of 6-0. (GTG) (McF)

An Order granting the Agency's motion to file the record instanter, was adopted in #94-176, ESG Watts, by a vote of 6-0. (JTM)

An Order granting the Respondent's motion for leave to extend the time for filing the record on appeal until July 22, 1994, was adopted in #94-179, Solvent Systems International, by a vote of 6-0. (JTM)

An Order accepting the matter for hearing due to a request for a public hearing from Thomas A. Brown, President of the Village of Hazel Crest, and denying the agreed motion for relief from the hearing requirement, was adopted in #94-187, Hi Grade Alloy Corporation, by a vote of 6-0. (McF)

An Order granting the Agency's motion to stay the matter until October 6, 1994, advising the parties that any motions to dismiss, withdraw, or other appropriate motions the parties want the Board to consider must be received by the Board by September 24, 1994, and also advising the parties that the First Notice Opinion and Order published on September 10, 1993 will expire, and the Board will be required to return to First Notice in the matter, was adopted in R90-1(D), Toxic Air Contaminant List, Styrene (35 Ill. Adm. Code 232 Appendix A), by a vote of 6-0. (CAM)

Agency motion to file instanter and errata sheet No. 5 will be taken with the case-in-chief in R94-2, Petroleum Leaking Underground Storage Tanks.

These cases were discussed and ordered held to August 11, 1994 for further discussion or possible decision: ##91-202, Sherex Chemical Company; 93-255, Lindsay-Klein Chevrolet-Olds; 94-93, White Cap, Inc.; 94-132, Village of Diamond.

These regulatory matters were discussed and ordered held to August 11, 1994 for further discussion or possible decision: R90-26(B), Foundry & Steel Landfill Amendments, Adopted Rule, Final Order, Opinion and Order; R91-23, Marathon Oil Site-Specific, Adopted Rule, Final Order, Opinion and Order; R93-27, Groundwater Protection: Amendments to Groundwater Quality Standards, Adopted Rule, Final Order, Opinion and Order; R94-5, UIC Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Proposal for Public Comment, Proposed Opinion and Order; R94-12, 15% ROP Plan Control Measures for VOM Emissions Part I: Pressure/Vacuum Relief Valves and 7.2 RVP: Amendments to 35 Ill. Adm. Code Parts 201, 211, 218 and 219, Proposed Rule, Second Notice, Opinion and Order; R94-14, Categories of Insignificant Activities or Emission Levels at a CAAPP Source, Amendments to 35 Ill. Adm. Code 201 and 211, Proposed Rule, Second Notice, Opinion and Order; R94-17, RCRA Subtitle C Update, USEPA Reeregulations (January 1, 1994 through June 30, 1994), Proposal for Public Comment, Proposed Opinion and Order.

In amended petitions, these actions were taken by a vote of 6-0: ##94-160, BTL Specialty Resins Corporation, accepted for hearing, **Order by M. McFawn**; 94-163, Richard E. Gaunt, Sr., accepted for hearing, **Order by R.C. Flemal**; 94-177, Burlington Environmental, accepted for hearing and Petitioner's request for trade secret protection for Exhibit I of the variance petition entitled "system Overview: Burlington Environmental Inc.'s "Mercury Recovery Pilot System Revised Preliminary Description" was granted, and the Clerk of the Board was directed to protect Exhibit I from disclosure as representing a trade secret, **Order by E. Dunham**.

In new cases these actions were taken by a vote of 6-0: ##94-178, Herrin Security Bank v. Shell Oil Company, **held until August 11, 1994 Board Meeting**; 94-190, People of the State of Illinois v. Best Foam Fabricators, Clerk of the Board directed to cause publication

of the required newspaper notice of the parties agreed motion for request from the hearing requirement, **Order**; 94-191, Arco Products Company, a division of Atlantic Richfield Company v. EPA, accepted for hearing, **Order by R.C. Flemal**; 94-192, Christ Episcopal Church v. Office of the State Fire Marshal, accepted for hearing, **Order**; 94-193, First Colonial Bank - Rosemont v. EPA, accepted for hearing, **Order**; 94-194, Freeman United Coal mining Company v. EPA, held for an Agency Recommendation; R94-18, Revisions of treatability Testing Exclusion Limits: Amendments to 35 Ill. Adm. Code Sections 721.104(f)(3), (4) and (5), Petitioner's request for an emergency rulemaking was denied, the proceedings were stayed, and the Petitioner was ordered to file comments on or before August 24, 1994, on the relationship between this rulemaking and the identical-in-substance rulemaking in docket R94-17, **Order by E. Dunham**.

Because petitions for review were received by the Board, these Administrative Citations will be set for hearing: ##94-37, County of Ogle v. City of Rochelle, Illinois and Rochelle Disposal Service, Inc.; 94-38, EPA v. Ex-Tech Plastics, Inc.; 94-41, EPA v. Gordon McCann and Larson Foundation.

These Administrative Citations were accepted by the Board: ##94-40, EPA v. Atkinson Landfill Company; 94-41, EPA v. Gordon McCann and Larson Foundation; 94-42, EPA v. Wayne D. Alberts and Sharon J. Alberts; 94-43, EPA v. Raymond E. Bennington and Jane Bennington; 94-44, EPA v. John Svendsen; 94-45, EPA v. Gallatin National Company; 94-46, Vermilion County Health Department v. Abundant Life Pentecostal Church; 94-47, Montgomery County, Illinois v. Envotech, Illinois, Inc.; 94-48, Sangamon County v. ESG Watts, Inc.; 94-49, Sangamon County v. ESG Watts, Inc.; 94-50, Sangamon County v. ESG Watts, Inc.; 94-51, Sangamon County v. ESG Watts, Inc.; 94-52, Sangamon County v. ESG Watts, Inc.; 94-53, County of DuPage v. Waste Management of Illinois; 94-54, EPA v. Envirite Corporation; 94-55, EPA v. Ron Fijal, d/b/a Rony's Gear Service; 94-56, EPA v. Walter Griminger, d/b/a Land of Lincoln Motel; 94-57, EPA v. Joseph C. Powell and Della I. Powell; 94-58, Sangamon County v. ESG Watts; 94-59, Sangamon County v. ESG Watts, Inc.; 94-60, Sangamon County v. ESG Watts, Inc.; 94-61, Sangamon County v. ESG Watts, Inc..

In Amended Adjusted Standards these actions were taken by a vote of 6-0: ##91-13, Petition of the City of Rock Island, amended petition accepted and the Board's decision timeclock was restarted with its filing, **Order by R.C. Flemal**; 94-9 Petition for the City of Springfield, Illinois Office of Public Utilities, held until August 1, 1994.

In New Adjusted Standards these actions were taken by a vote of 6-0: ##94-11, Petition of Winnebago Reclamation, Inc., Petitioner directed to file certificate of publication with the Board no later than August 19, 1994, or the petition will be subject to dismissal,

Order by E. Dunham; 94-12, Petition of Waste Management of Illinois, Inc., Petitioner directed to file proof of publication within 14 days or the petition may be dismissed, **Order by G. Tanner Girard;** 94-13, Petition of Browning-Ferris Industries of Illinois, Inc. et al., Petitioner directed to file proof of publication within 14 days of the petition may be dismissed, **Order by G. Tanner Girard.**

ADDENDUM


An Order accepting the parties stipulation and proposal for settlement, dismissing the proceedings, and closing the docket, was adopted in #93-204, Mark and Jeanne Doruff, by a vote of 6-0.
(CAM)

In these other new cases, these actions were taken by a vote of 6-0: ##94-195, land and lakes Company, JMC Operations, Inc., and NBD Trust Company of Illinois as Trustee Under Trust No. 2624 EG, accepted for hearing, **Order;** 94-196, Marathon Oil Company v. EPA, provisional variance granted, **Order by C.A. Manning;** 94-197, Twice Over Clean, Inc. v. EPA, provisional variance granted, **Order by C.A. Manning;** R94-19, Enhanced Vehicle Inspection and Maintenance (I/M) Regulations: Amendments to 35 Ill. Adm. Code Part 240, Agency motion for waiver of requirements granted, and a **Proposed Rule, First Notice, Opinion and Order by G. Tanner Girard was adopted;** R94-20, Enhanced Vehicle Inspection and Maintenance (I/M) Regulations Amendments to 35 Ill. Adm. Code Part 240, **Proposal for Public Comment, Proposed Opinion and Order by G. Tanner Girard was adopted.**

Minutes of the June 23, 1994 Regular Board Meeting and the June 30, 1994 Special Board Meeting were approved by a vote of 6-0.

All other matters not disposed of as listed were ordered held to August 11, 1994 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 17th day of August, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
JULY 21, 1994 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

ADDENDUM

MOTIONS:

93-59 Freedom Oil Company - Complainant's Response in
Opposition to Respondent's Motion to Reconsider
and Vacate Supplemental Opinion and Order
(7/20 (MCF))

93-204 Mark & Jeanne Doruff et al. - Joint Motion for
Approval of Stipulated Settlement Agreement and
for Relief from Hearing (7/19) (CAM)

NEW CASES:

94-195 Land and Lakes Company, JMC Operations, Inc., and
NBD Trust Company of Illinois as Trustee Under
Trust No. 2624 EG

94-196 Marathon Oil Company v. EPA (Provisional Variance)
(CAM)

94-197 Twice Over Clean, Inc. v. EPA (Provisional
Variance) (CAM)

R94-19 Enhanced Vehicle Inspection and Maintenance (I/M)
Regulations: Amendments to 35 Ill. Adm. Code Part
240 (See Motion for Waiver of Requirements file
7/20)

R94-20 Enhanced Vehicle Inspection and Maintenance (I/M)
Regulations: Amendments to 35 Ill. Adm. Code Part
240

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
JULY 21, 1994 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

DECISIONS:

- * 94-51) Rodney B. Nelson, III (CAM) (due)
94-58) City of Geneva_____
- * 94-92 USA Waste Services (McF) (due)

- 94-173 People of the State of Illinois v. Health O Meter
Products, Inc. (Stipulation)

- R90-26 Foundry & Steel Landfill Amendments, Adopted Rule,
(A) Final Order, Opinion and Order (RCF)

- R94-2 Regulation of Petroleum Leaking Underground Storage
Tanks, 35 Ill. Adm. Code 732, Proposed Rule, Second
Notice, Opinion and Order (CAM) (JTM) (McF)

- R94-4 SDWA Update, USEPA Regulations (July 1, 1993
through December 31, 1993), Adopted Rule, Final
Order, Opinion and Order (RCF)

AC DEFAULT ORDERS:

- 94-33 County of Will v. Beecher Development Landfill

- 94-34 EPA v. City of Freeport_____

MOTIONS:

- AC 94-21 Dennis W. Gaebel - Agreed Order (6/29) (JTM)
-
- AS 93-1 Quantum Chemical - Petitioner's Status Report in Response to June 2, 1994 Board Order (7/15) (CAM)
-
- AS 94-2 Solar Corporation - Joint motion for Extension of Time to file an Amended Adjusted Standard (7/12) (McF)
-
- AS 94-3 Outboard Marine Corporation - Agency Request for Extension of Time to Respond Instanter (7/7), Agency Amended Request for Extension of Time to Respond Instanter (7/11) (McF)
-
- AS 94-4 Chase Products - Joint Motion for Extension of Time for Petitioner to file its Amended Petition for an Adjusted Standard (7/12) (McF)
-
- 89-177 CWM Chemical Services - Petitioner's Status Report in Response to April 21, 1994 Board Order (6/30), Agency Status Report in Response to April 21, 1994 Board Order (6/30) (JTM)
-
- 90-24 Rock-Ola Manufacturing - Agency Motion for Reconsideration of May 19, 1994 Board Order (6/28), Petitioner's Agreed Motion to Expand Petitioner's Time to Respond to the Agency's Motion for Reconsideration (6/30), Agreed Motion to Extend or Stay the Briefing Schedule (7/12) (GTG)
-
- 91-38 American Waste Processing - Petitioner's Motion to Stay Review of the Record (7/1) (ED)
-
- 91-49 LTV Steel Company - Joint Status Report in Response to March 3, 1994 Board Order (7/14) (RCF)
-

MOTIONS: (Cont'd)

- 91-75 Community Consolidated School District -
Petitioner's Motion for Leave to Substitute
Attorneys and to file Withdrawal and Appearance
Instanter (7/18), Petitioner's Status Report in
Response to August 26, 1993 Board Order (7/18) (McF)
-
- 91-86 Raymond and Mary Moore - Petitioners' Status Report
in Response to December 16, 1993 Board Order
(2/15), Petitioners' Supplemental Status Report
(2/28), Petitioners' Motion for Partial Summary
Judgment and to Strike Agency's Denial Letter
(3/15), Stipulation of Settlement and Dismissal
(5/18), Petitioners' Motion to Dismiss (7/11) (McF)
-
- 91-94 Safety-Kleen Corporation - Petitioner's Status
Report in Response to June 23, 1994 Board Order
(7/18) (CAM)
-
- 91-122 Condecor - Complainant's Status Report in Response
to May 5, 1994 Board Order (7/12) (GTG)
-
- 91-200 Borden Chemicals & Plastics - Joint Status Report
in Response to January 20, 1994 Board Order
(7/8) (GTG)
-
- 92-134 Lone Star Industries - Petitioner's Motion for
Relief from Final Order (5/18), Agency Response to
Petitioner's Motion for Relief from Final Order
(6/7), Petitioner's Reply to Agency Response to
Motion for Relief from Final Order (6/15) (CAM)
-
- 92-143 Dietzgen Corporation - Status Report Order (GTG)
-
- 92-212 Pekin Metro Landfill - Joint Motion to Dismiss
(7/1) (McF)
-
- 92-216 U.S. Department of the Army - Petitioner's Status
Report in Response to June 23, 1994 Board Order
(7/14) (CAM)
-
- 93-1 Pekin Metro Landfill - Joint Motion to Dismiss
(7/1) (McF)
-

MOTIONS: (Cont'd)

- 93-3 Archer Daniels Midland - Complainant's Status Report in Response to April 21, 1994 Board Order (7/14) (CAM) _____
- 93-59 Freedom Oil Company - Respondent's Motion to Reconsider and Vacate Supplemental Opinion and Order (7/11) (McF) _____
- 93-128 National Coatings - Set for Hearing Order (GTG) _____
- 93-136 Safety-Kleen Corporation - Status Report Order (GTG) _____
- 93-137 Safety-Kleen Corporation - Petitioner's Status Report in Response to April 21, 1994 Board Order (7/11) (ED) _____
- 93-138 Safety-Kleen Corporation - Petitioner's Status Report in Response to June 2, 1994 Board Order (7/11) (ED) _____
- 93-139 The Ensign-Bickford Company - Agency Motion to File Variance Recommendation Instanter (7/13) (CAM) _____
- 93-192 The Decatur Auto Auction - Petitioner's Motion for Substitution of Counsel (7/1) (McF) _____
- 93-228 Safety-Kleen - Agency Status Report in Response to May 5, 1994 Board Order (6/24) (RCF) _____
- 94-18 City of Wheaton - Respondent's Motion for Summary Judgment (6/22) (CAM) _____
- 94-19 Village of Summit - Petitioners' Motion for Reconsideration of May 5, 1994 Board Order (6/7), West Suburban Recycling and Energy Center's Response to Petitioners' Motion for Reconsideration (6/20) (McF) _____
- 94-22 Village of Summit - Petitioners' Motion for Reconsideration of May 5, 1994 Board Order (6/9), West Suburban Recycling and Energy Center's Response to Petitioners' Motion for Reconsideration

(6/20) (McF) _____

MOTIONS: (Cont'd)

- 94-44 City of Havana - Respondents' Motion for Reconsideration and Clarification of May 19, 1994 Opinion and Order (6/6), Petitioners' Response to Respondents' Motion for Reconsideration and Clarification (6/21) (GTG)
-
- 94-82 H.C.T.K., Inc. - Petitioner's Motion to Dismiss (7/1) (JTM) _____
- 94-93 White Cap - Petitioner's Motion to Incorporate Documents Incorporated by Reference in Petition (6/29) (GTG) _____
- 94-125 Beloit Corporation - Complainant's Motion to Strike Respondent Beloit Corporation's Affirmative Defenses (6/10), Respondent Beloit Corporation's Motion to Dismiss and Response to Complainant's Motion to Strike Affirmative Defenses (6/20), Complainant's Agreed Motion for Additional Time for the Complainant to Respond to Respondents' Motion to Dismiss and Response to the Complainant's Motion to Strike Affirmative Defenses (6/29), Complainant's Response to Respondent's Motion to Dismiss (7/15), Agreed Motion to Stay all Actions on all Pending Motions (7/15) (ED)
-
- 94-126 Grayslake Feed Sales - Agency Motion to File Record Instantly (7/11) (McF)
-
- 94-136 Elmhurst-Chicago Stone Company - Agency Motion to Supplement the Record (7/18) (CAM)
-
- 94-147 Capital Asset Corporation et al. - Petitioners' Motion to Dismiss Without Prejudice (7/11) (CAM)
-
- 94-148 Chemical Waste Management - Petitioner's Motion to Consolidate with PCB ##94-162, -169, -170 (6/23) (McF) _____
- 94-152 Madison Avenue Venture - Agency Motion to Supplement Administrative Record (6/15) (RCF)
-

MOTIONS: (Cont'd)

- 94-153 Waste Management of Illinois - Petitioner's Motion for Summary Judgment, Joint Stipulation of Facts and Brief in Support of Motion for Summary Judgment (6/30), Agency Response to Petitioner's Motion for Summary Judgment and Supporting Brief (7/6), Petitioner's Motion for Leave to File Reply Brief Instanter (7/11) (CAM)
-
- 94-162) Chemical Waste Management - Petitioner's Motion to
 94-169) Consolidate with PCB 94-148 (6/23) (GTG)
 94-170)
-
- 94-176 ESG Watts - Agency Motion to File Record Instanter (6/30) (JTM)
-
- 94-179 Solvent Systems International - Respondent's Motion for Leave to Extend Time for filing the Record on Appeal (7/19) (JTM)
-
- 94-187 Hi Grade Alloy Corporation - Request for a Public Hearing (7/7) (See Agreed Motion for Relief from Hearing Requirement filed 6/27) (McF)
-
- R90-1 Toxic Air Contaminants List, Styrene - Motion to
 (D) Continue Hearing (7/8), Agency Motion to Stay Hearing (7/11) (CAM)
-
- R94-2 Petroleum Leaking Underground Storage Tanks - Agency Motion to File Instanter and Errata Sheet No. 5 (7/11) (CAM) (JTM) (McF)
-

DISCUSSIONS:

- * 91-202 Sherex Chemical Company (ED) (due 8/11)
-
- * 93-255 Lindsay-Klein Chevrolet-Olds (CAM) (due 8/11)
-
- * 94-93 White Cap, Inc. (GTG) (due 8/11)
-
- * 94-132 Village of Diamond (McF) (due 8/11)
-

REGULATORY DISCUSSIONS:

- R90-26 Foundry & Steel Landfill Amendments, Adopted Rule, (B) Final Order, Opinion and Order (RCF)_____
- R91-23 Marathon Oil Site-Specific, Adopted Rule, Final Order, Opinion and Order (RCF)_____
- R93-27 Groundwater Protection: Amendments to Groundwater Quality Standards, Adopted Rule, Final Order, Opinion and Order (RCF)_____
- R94-5 UIC Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Proposal for Public Comment (RCF)_____
- R94-12 15% ROP Plan Control Measures for VOM Emissions Part I: Pressure/Vacuum Relief Valves and 7.2 RVP: Amendments to 35 Ill. Adm. Code Parts 201, 211, 218 and 219, Proposed Rule, Second Notice, Opinion and Order (RCF)_____
- R94-14 Categories of Insignificant Activities or Emission Levels at a CAAPP Source, Amendments to 35 Ill. Adm. Code 201 and 211, Proposed Rule, Second Notice, Opinion and Order (ED)_____
- R94-17 RCRA Subtitle C Update, USEPA Regulations (January 1, 1994 through June 30, 1994), Proposal for Public Comment, Opinion and Order (ED)
-

AMENDED PETITIONS:

- 94-160 BTL Specialty Resins Corporation (filed 6/23) (See Respondent's Motion to Dismiss filed 7/15) (MCF)
-
- 94-163 Richard E. Gaunt, Sr. (filed 7/15) (RCF)
-
- 94-177 Burlington Environmental, Inc. (filed 7/7) (See Petitioner's Request for Trade Secret Protection for Exhibit I of its Petition filed 6/9) (ED)
-

NEW CASES:

- 94-178 Herrin Security Bank v. Shell Oil Company (See Respondent's Motion to Deny Issuance of Complaint filed 7/7) (JTM)
-
- 94-190 People of the State of Illinois v. Best Foam Fabricators (See Agreed Motion for Request from Hearing Requirement filed 6/30)
-
- 94-191 Arco Products Company, a division of Atlantic Richfield Company v. EPA
-
- 94-192 Christ Episcopal Church v. Office of the State Fire Marshal
-
- 94-193 First Colonial Bank - Rosemont v. EPA
-
- 94-194 Freeman United Coal Mining Company v. EPA
-
- R94-17 RCRA Subtitle C Update, USEPA Regulations (January 1, 1994 through June 30, 1994) (SEE REGULATORY DISCUSSIONS) (ED)
- R94-18 Revisions of Treatability Testing Exclusion Limits: Amendments to 35 Ill. Adm. Code Sections 721.104(f)(3), (4) and (5) (See Proponent's Request for Emergency Rulemaking filed 7/18) (ED)
-

AC APPEALS:

- 94-37 County of Ogle v. City of Rochelle, Illinois and Rochelle Disposal Service, Inc. (See also Respondent's Motion to Strike and Dismiss filed 6/27; Complainant's Response to Respondent's Motion to Strike and Dismiss filed 7/6; Respondent's Motion for Bill of Particulars filed 7/7)
-
- 94-38 EPA v. Ex-Tech Plastics, Inc.
-
- 94-41 EPA v. Gordon McCann and Larson Foundation (ED)
-

NEW AC CASES:

- 94-40 EPA v. Atkinson Landfill Company_____
- 94-41 EPA v. Gordon McCann and Larson Foundation (See AC Appeals)_____
- 94-42 EPA v. Wayne D. Alberts and Sharon J. Alberts

- 94-43 EPA v. Raymond E. Bennington and Jane Bennington

- 94-44 EPA v. John Svendsen_____
- 94-45 EPA v. Gallatin National Company_____
- 94-46 Vermilion County Health Department v. Abundant Life Pentecostal Church_____
- 94-47 Montgomery County, Illinois v. Envotech Illinois, Inc._____
- 94-48 Sangamon County v. ESG Watts, Inc._____
- 94-49 Sangamon County v. ESG Watts, Inc._____
- 94-50 Sangamon County v. ESG Watts, Inc._____
- 94-51 Sangamon County v. ESG Watts, Inc._____
- 94-52 Sangamon County v. ESG Watts, Inc._____
- 94-53 County of DuPage v. Waste Management of Illinois

- 94-54 EPA v. Envirite Corporation_____
- 94-55 EPA v. Ron Fijal, d/b/a Rony's Gear Service

- 94-56 EPA v. Walter Griminger, d/b/a Land of Lincoln Motel_____
- 94-57 EPA v. Joseph C. Powell and Della I. Powell

- 94-58 Sangamon County v. ESG Watts, Inc._____
- 94-59 Sangamon County v. ESG Watts, Inc._____

NEW AC CASES: (Cont'd)

94-60 Sangamon County v. ESG Watts, Inc. _____

94-61 Sangamon County v. ESG Watts, Inc. _____

AMENDED ADJUSTED STANDARDS:

91-13 Petition of the City of Rock Island for an Adjusted Standard from 35 Ill. Adm. Code 304 (filed 7/6) (RCF) _____

94-9 Petition of the City of Springfield, Illinois Office of Public Utilities for an Adjusted Standard from 35 Ill. Adm. Code Section 302.208(e) (filed 7/18) (GTG) _____

NEW ADJUSTED STANDARDS:

94-11 Petition of Winnebago Reclamation Service, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Part 811, Sections 811.710(C) and 811.713(c) (1) (ED) _____

94-12 Petition of Waste Management of Illinois, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Sections 807.665(b) and 811.714(b) (See Request for a Public Hearing filed 7/18 by David H. Martin) (GTG) _____

94-13 Petition of Browning-Ferris Industries of Illinois, Inc.; Browning-Ferris Industries of Iowa, Inc.; and Browning-Ferris Industries Modern Landfill, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Section 811.714(b) (GTG) _____

MINUTES:

June 23, 1994 _____

June 30, 1994 (Special Board Meeting) _____