

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
MAY 4, 1995 CHICAGO, ILLINOIS

Due to the late arrival of Board Member J. Theodore Meyer, Chairman Manning called the meeting to order at 10:55 a.m.. Thereafter, the Clerk was asked for a roll call and all Board Members answered present.

Minutes of the April 6, 1995 Board Meeting were approved by a vote of 7-0.

Minutes of the April 13, 1995 Board Meeting were approved by a vote of 6-0. Board Member R.C. Flemal abstained.

Minutes of the April 20, 1995 Meeting were approved by a vote of 7-0.

An Adopted Rule, Final Order, Opinion and Order was adopted in R94-33, 15% ROP Plan Control Measures for VOM Emissions - Part VII: Batch Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219, by a vote of 7-0. (RCF)

A Proposal for Public Comment, Proposed Opinion and Order was adopted in R95-13, RCRA Subtitle D Update, Delayed Effective Date of USEPA Financial Assurance Regulations (April 7, 1995), by a vote of 7-0. (GTG)

An Order waiving the 200 signature requirement and accepting the matter for hearing, was adopted in R95-14, Petition of the Metropolitan Water Reclamation District of Greater Chicago for Site-Specific Water Quality Regulation, by a vote of 7-0. (CAM)

An Order accepting the petition for an adjusted standard and granting the petitioner's motion for expedited decision consistent with the Board's time and resources, was adopted in #AS 95-4, Petition of the Metropolitan Water Reclamation District of Greater Chicago for an Adjusted Standard from 35 Ill. Adm. Code 811, 812, and 817 (Sludge Application), by a vote of 7-0. (GTG)

A Supplemental Opinion was adopted in #92-164, People of the State of Illinois v. Berniece Kershaw and Darwin Dale Kershaw d/b/a Kershaw Mobile Home Park, by a vote of 6-1. Board Member J. Theodore Meyer dissented. (GTG)

An Opinion and Order accepting the Stipulation and Proposal for Settlement in the amount of \$6,750.00, was adopted in #94-84, People of the State of Illinois v. Winnebago Reclamation Service, Inc. and WM. Lans Son's Company, by a vote of 7-0. Board Members J. Theodore Meyer concurred.

An Opinion and Order assessing a penalty of \$60,000.00 against the respondent, was adopted in #94-127, People of the State of Illinois v. James Lee Watts, individually and d/b/a Watts Trucking Service, Inc. and ESG Watts, Inc., by a vote of 7-0. Board Member J. Theodore Meyer concurred. (GTG)

An Opinion and Order accepting the Stipulation and Proposal for Settlement in the amount of \$5,000.00, was adopted in #94-246, People of the State of Illinois v. Odum Concrete Products, Inc., by a vote of 7-0. Board Member J. Theodore Meyer concurred.

An Opinion and Order was adopted in #95-3, Illinois Petroleum Marketers Association (Representing 267 Facilities located in the Chicago Ozone Nonattainment Area) v. IEPA, by a vote of 7-0.
(CAM)

An Opinion and Order accepting the Stipulation and Proposal for Settlement in the amount of \$2,500.00, was adopted in #95-114, People of the State of Illinois v. C.P. Inorganics, Inc., n/k/a Phibro-Tech, Inc., by a vote of 7-0.

A Default Order was adopted in #AC 95-22, IEPA v. Clayton G. Pope and Karen N. Pope, by a vote of 7-0.

A Default Order was adopted in #AC 95-23, County of Vermilion v. Brickyard Disposal & Recycling, Inc., by a vote of 7-0.

A Default Order was adopted in #AC 95-24, County of Vermilion v. Brickyard Disposal & Recycling, Inc., by a vote of 7-0.

Because Petitions for Review were received, these Administrative Citations were accepted for hearing: ##95-25, IEPA v. Fred Smith, Jr.; 95-26, IEPA v. Orville Bartels and Frank Blair; 95-28, Sangamon County v. ESG Watts, Inc.; 95-29, Sangamon County v. ESG Watts, Inc..

An Order denying the petitioner's motion for reconsideration of a February 16, 1995 Opinion and Order, was adopted in #93-55, Clarendon Hills Bridal Center (Learsi & Company, Inc.) v. IEPA, by a vote of 7-0. (McF)

An Order granting the petitioner's motion for extension of stay until June 2, 1995, was adopted in #94-125, People of the State of Illinois v. Beloit Corporation, and All States Asbestos Professionals, by a vote of 7-0. (ED)

An Order denying the petitioners' motion for stay, was adopted in #94-262, Concerned Citizens of Williamson County and Rev. Paul Crain and Rose Rowell, as Members of the Concerned Citizens of

Williamson County, and individually v. Bill Kibler Development Corporation, a/k/a Kibler Development Corporation and the Williamson County Board of Commissioners, by a vote of 7-0. (GTG)

An Order granting the complainant's motion to voluntarily dismiss without prejudice, was adopted in #94-270, People of the State of Illinois v. Spraying Systems Company, by a vote of 7-0. (ED)

An Order granting the petitioner's motion to withdraw its permit appeal, was adopted in #94-386, Chase Products Company v. IEPA, by a vote of 7-0. (McF)

An Order granting the petitioner's agreed motion for stay of the proceedings until August 26, 1995, was adopted in #94-391, America's Carwash-HP, Inc., by a vote of 7-0. (JY)

An Order denying the Agency's motion for summary judgment, was adopted in #95-48, Kathe's Auto Service Center v. IEPA, by a vote of 7-0. (JY)

An Order granting the Agency's motion for an extension of time until June 30, 1995 in which to file the Agency's recommendation was adopted in #95-52, Safety-Kleen Corporation v. IEPA, by a vote of 7-0. (McF)

An Order granting the Agency's motion to file the Agency's record instanter, was adopted in #95-57, -58, Forrest Williams, d/b/a Williams Mobil v. IEPA, by a vote of 7-0. (McF)

An Order directing the Respondents to file additional information on or before May 11, 1995, and advising the Complainants that they may file a response to the requested additional information on or before May 16, 1995, was adopted in #95-73, Dennis Manarchy, Mary Beth Manarchy, Chris Mandoline, and Beverly Kagy-Mandoline, by a vote of 7-0. (CAM)

An Opinion and Order denying the petitioner's motion for summary judgment, finding that the Board's determination on the transferability of siting is dispositive of all claims for relief in the matter, directing the hearing officer to cancel the hearing continued on the record, finding its decision renders moot the petitions for intervention filed by the City of Harvey and the Human Action Community Organization, and denying the petitioner's motion to strike responsive pleadings, was adopted in #95-75, -76, Medical Disposal Services, Inc. v. IEPA, by a vote of 5-2. Messrs. E. Dunham and J. Theodore Meyer dissented. (McF)

An Order denying the petitioner's motion for stay of denial of permit as moot, was adopted in #95-126, Excel Corporation v. IEPA, by a vote of 7-0. (GTG)

An Order accepting the status report, directing the parties to file an additional status report with the Board's hearing officer in 60 days and also directing any further status reports to be directed by the hearing officer's discretion, was adopted in #91-200, Borden Chemicals & Plastics Operating Limited Partnership v. IEPA, by a vote of 7-0. (GTG)

An Order accepting the amended petition for hearing, was adopted in #95-116, Kelley-Williamson Company v. IEPA, by a vote of 7-0. (JTM)

An Order granting respondent Mobil Oil Corporation's motion for an extension of time until June 1, 1995 to file a motion to dismiss, was adopted in #95-122, Olive Streit and Lisa Streit v. Oberweis Dairy, Inc., Richard J. Fetzer and Johnnie W. Ward, d/b/a Serve-N-Save, and Richard J. Fetzer, individually, Amoco Oil Company, Mobil Oil Corporation and IEPA, by a vote of 7-0. (CAM)

An Order accepting the matters for hearing, and also consolidating the matters for hearing purposes only, was adopted in ##95-133, -134, ESG Watts, Inc., (Taylor Ridge/Andalusia Landfill v. IEPA, by a vote of 7-0.

A mandatory hearing will be held in #95-135, People of the State of Illinois v. Yesley Service Company, Inc..

An Order extending the 35-day appeal period, reserving the docket for any appeal which may be filed by the petitioner, noting that in the event that the petitioner fails to file an appeal on or before July 25, 1995, the Board will dismiss the docket as unnecessary, and advising the petitioner that a \$75.00 filing fee will be required at such time as the petitioner files a petition, was adopted in #95-136, Burbank/Reavis High School District #220 v. IEPA, by a vote of 7-0. (CAM)

New case #95-137, Community Landfill Corporation v. IEPA, was held for an Agency recommendation.

These matters were discussed and held to May 18, 1995 for further discussion or possible decision: R94-10, Pretreatment Update, USEPA Regulations (July 1, 1993 through December 31, 1993), Adopted Rule Final Order, Opinion and Order; R94-23, R95-3, SDWA Update, USEPA Regulations (January 1, 1994 through June 30, 1994) and SDWA Update, USEPA Regulations (July 1, 1994 through December 31, 1994), Adopted Rule, Final Order, Opinion and Order; R95-4, R95-6, UIC Update, USEPA Regulations (July 1, 1994 through December 31, 1994) and RCRA Subtitle C Update, USEPA Regulations (July 1, 1994 through December 31, 1994), Adopted Rule, Final Order, Opinion and Order; R95-9, Amendments to 35 Ill. Adm. Code 810.103 (Solid Waste Disposal General Provision) Concerning Dead Animals, Proposed Rule, First Notice, Opinion and Order; AS 93-4,

Petition of Conversion Systems, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Part 811 (Liner); AS 93-5, Petition of Conversion Systems, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Part 811 (Monofill); 91-202, Sherex Chemical Company, Inc. v. IEPA; 93-128, National Coatings, Inc. v. IEPA (**See Addendum**); 94-258, Woodstock/Northern FS, Inc. v. IEPA; 95-43, Kathe's Auto Service Center v. IEPA.

ADDENDUM

Administrative Citation #95-31, IEPA v. Lake County Grading of Libertyville, Inc., was accepted by the Board.

An Order granting the petitioner's motion to dismiss, was adopted in #93-128, National Coatings, Inc. v. IEPA, by a vote of 7-0. (GTG)

An Order directing the Clerk of the Board to cause publication of the required newspaper notice of the parties agreed motion to request relief from hearing requirement, was adopted in #94-201, People of the State of Illinois v. Becker Brothers, Inc. and G. Raymond Becker, Jr., by a vote of 7-0. (McF)

An Order granting the joint motion for withdrawal of all claims by the complainants against Respondent Mobil Oil Company, Inc., was adopted in #94-256, DoAll Company, DoAll Credit Corporation and The Rams-Head Company v. Skokie Valley Asphalt Company, Inc. and Septran, Inc., by a vote of 7-0. (McF)

An Order granting the petitioner's motion for voluntary dismissal, was adopted in #94-261, Chemetco, Inc. v. IEPA, by a vote of 7-0. (McF)

An Order granting the petitioner's motion for stay until August 24, 1995, was adopted in #95-40, Comerica Bank-Illinois v. IEPA, by a vote of 7-0. (RCF)

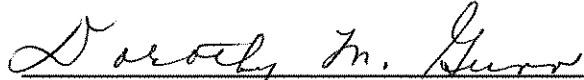
An Order directing the Clerk of the Board to cause publication of the required newspaper notice of the parties' agreed motion to request relief from hearing requirement, was adopted in #95-139, People of the State of Illinois v. MBL (USA) Corporation, by a vote of 7-0.

A provisional variance was granted in #95-138, City of White Hall v. IEPA, by a vote of 7-0. (CAM)

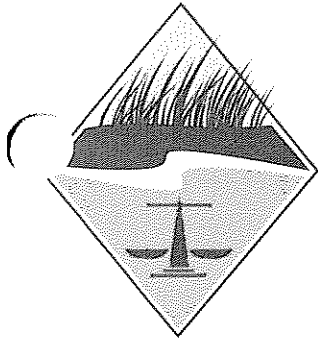
All other matters not disposed of as listed were held.

Thereafter, the meeting was recessed and will reconvene in the Chairman's office at 2:00 p.m..

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this 18th day of May, 1995, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board



ILLINOIS POLLUTION CONTROL BOARD

James R. Thompson Center ♦ Suite 11-500 ♦ 100 West Randolph Street ♦ Chicago, Illinois 60601
312-814-3620 ♦ Fax 312-814-3669

AGENDA
MAY 4, 1995 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

GOVERNOR
Honorable Jim Edgar



CHAIRMAN
Claire A. Manning
Springfield

MEMBERS
Emmett E. Dunham II
Elmhurst

Ronald C. Fernald
DeKalb

G. Tanner Girard
Grafton

Marilyn McFawn
Palatine

J. Theodore Meyer
Chicago

Joseph C. Yi
Park Ridge



SPRINGFIELD OFFICE
600 South Second Street
Suite 402
Springfield, Illinois 62704
217-524-8500
Fax 217-524-8508

SATELLITE OFFICES
110 South State
Jerseyville, Illinois 62052
618-498-9802
Fax 618-498-5934

148 North Third Street
P.O. Box 505
DeKalb, Illinois 60115
815-753-1904
Fax 815-753-1970

ADDENDUM

ADMINISTRATIVE CITATIONS

95-31 IEPA v. Lake County Grading of Libertyville, Inc. - Accept Case - No Order

MOTIONS

93-128 National Coatings, Inc. v. IEPA - Petitioner's Motion to Dismiss (5/3) (GTG)

94-178 Herrin Security Bank v. Shell Oil Company - Respondent's Objection to Petitioner's Motion for Stay (5/3) (McF)

94-201 People of the State of Illinois v. Becker Brothers, Inc. and G. Raymond Becker, Jr. - Agreed Motion to Request Relief from Hearing Requirement (5/2) (McF)

94-256 DoAll Company, DoAll Credit Corporation, The Rams-Head Company v. Mobil Oil Company, Inc., Skokie Valley Asphalt Company, Inc. and Septran, Inc. - Joint Motion for Withdrawal (5/2) (McF)

94-261 Chemetco, Inc. v. IEPA - Petitioner's Motion for Voluntary Dismissal of Appeal Without Prejudice (5/2) (McF)



MOTIONS (Cont'd)

95-1 Penny Snyder, George J. Moran, Robert D. Larson, George Arnold, Jim Bensman, Piasa Palisades Group of the Sierra Club v. Waste Management of Illinois, Inc. - Respondent's Motion to Strike Complainants' Response for Untimeliness (5/2)(JY)

95-40 Comerica Bank-Illinois v. IEPA - Petitioner's Motion for Stay of Proceedings (4/28),
Petitioner's Motion for Stay of Proceedings (5/2)(RCF)

95-118 Jack Pease, d/b/a Glacier Lake Extraction v. IEPA Agency's Response to Petitioner's Motion to Supplement the Agency Record (5/2)(CAM)

95-126 Excel Corporation v. IEPA - Agency's Response to Petitioner's Motion for Stay (5/3)(GTG)

95-139 People of the State of Illinois v. MBL (USA) Corporation - Agreed Motion to Request Relief from Hearing Requirement (5/3)

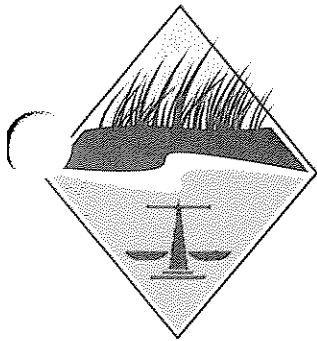
CASES TO BE SET FOR HEARING AND OTHER PROCESSING ORDERS OR MATTERS

95-138 City of White Hall v. IEPA - Provisional Variance (CAM)

REGULAR BOARD MEETING SCHEDULE

May 18	August 17
May 25 *	September 7
June 1	September 21
June 8 *	October 5
June 15	October 19
June 22 *	November 2
June 29 *	November 16
July 6	December 7
July 20	December 21
August 3	

*** Denotes newly scheduled Process Meetings**



ILLINOIS POLLUTION CONTROL BOARD

James R. Thompson Center ♦ Suite 11-500 ♦ 100 West Randolph Street ♦ Chicago, Illinois 60601
312-814-3620 ♦ Fax 312-814-3669

GOVERNOR

Honorable Jim Edgar



CHAIRMAN

Claire A. Manning
Springfield

MEMBERS

Emmett E. Dunham II
Elmhurst

Ronald C. Flemal
DeKalb

G. Tanner Girard
Grafton

Marili McFawn
Palatine

J. Theodore Meyer
Chicago

Joseph C. Yi
Park Ridge



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618-498-9802
Fax 618-498-5934

148 North Third Street
P.O. Box 505
DeKalb, Illinois 60115
815-753-1904
Fax 815-753-1970



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AGENDA MAY 4, 1995 CHICAGO, ILLINOIS CONFERENCE ROOM 9-040 10:30 A.M.

Announcements

The Pollution Control Board welcomes the public to this open meeting. During the meeting itself, only the Board members or staff that are recognized by the Chairman are allowed to speak. If you have any questions about anything that occurred at the meeting, please feel free, after the meeting, to direct your questions to any one of the many staff members in attendance.

Appearance of an item on the agenda does not guarantee that the Board will take action on that item, since the Board may decide to hold the item over for additional review and action at a later meeting. Dates of future meetings of the Board appear on the last page of this agenda. Thank you for your interest.

Roll Call

Minutes

April 6, 1995

April 13, 1995

April 20, 1995

REGULATIONS AND ADJUSTED STANDARDS

- R94-33 15% ROP Plan Control Measures for VOM Emissions - Part VII: Batch Operations: Amendments to 35 Ill. Adm. Code Parts 211, 218, and 219 - Adopted Rule, Final Order, Opinion and Order (RCF)
-
- R95-13 RCRA Subtitle D Update, Delayed Effective Date of USEPA Financial Assurance Regulations (4/7/95) - Proposal for Public Comment, Proposed Opinion and Order (GTG)
-
- R95-14 Petition of the Metropolitan Water Reclamation District of Greater Chicago for Site-Specific Water Quality Regulation - Motion to Waive 200 Signature Requirement (4/28)
-
- AS 95-4 Petition of the Metropolitan Water Reclamation District of Greater Chicago for an Adjusted Standard from 35 Ill. Adm. Codes 811, 812, and 817 (Sludge Application) - Petitioner's Motion for Expedited Decision (3/31), Petitioner's Notice of Publication (4/20)(GTG)
-

DECISIONS

- 92-164 People of the State of Illinois v. Berniece Kershaw and Darwin Dale Kershaw d/b/a Kershaw Mobile Home Park - Supplemental Opinion of the Board (GTG)
-
- 94-84 People of the State of Illinois v. Winnebago Reclamation Service, Inc., and William Lans Son's Company - Stipulation
-
- 94-127 People of the State of Illinois v. James Lee Watts, Individually and d/b/a Watts Trucking Service, Inc. and ESG Watts, Inc. (GTG)
-
- 94-246 People of the State of Illinois v. Odum Concrete Products, Inc. - Stipulation
-

DECISIONS (Cont'd)

95-3 Illinois Petroleum Marketers Association (Representing 267 Facilities Located in the Chicago Ozone Nonattainment Area) v. IEPA (CAM)(due)

95-114 People of the State of Illinois v. C.P. Inorganics, Inc., n/k/a Phibro-Tech, Inc. - Stipulation

ADMINISTRATIVE CITATIONS

AC 94-92 County of DuPage v. Waste Management of Illinois - Complainant's Motion to Dismiss (4/14), Complainant's Request for Leave to Withdraw Motion to Dismiss (4/17), Respondent's Memorandum in Respect to Complainant's Motion for Leave to Withdraw Motion to Dismiss (4/17), Complainant's Motion to Dismiss (4/26)(JY)

AC 95-22 IEPA v. Clayton G. Pope and Karen N. Pope - Default Order

AC 95-23 County of Vermilion v. Brickyard Disposal & Recycling, Inc. - Default Order

AC 95-24 County of Vermilion v. Brickyard Disposal & Recycling, Inc. - Default Order

AC 95-25 IEPA v. Fred Smith, Jr. - Accept for Hearing - No Order

AC 95-26 IEPA v. Orville Bartels and Frank Blair - Accept for Hearing - No Order

AC 95-28 Sangamon County v. ESG Watts, Inc. - Accept for Hearing - No Order

ADMINISTRATIVE CITATIONS (Cont'd)

AC 95-29 Sangamon County v. ESG Watts, Inc. - Accept for Hearing - No Order

MOTIONS

93-55 Clarendon Hills Bridal Center (Learsi & Company, Inc.) v. IEPA -
Petitioner's Motion for Reconsideration of February 16, 1995 Opinion
and Order (3/23), Petitioner's Brief in Support of its Motion for
Reconsideration (4/6), Agency's Response to Petitioner's Motion for
Reconsideration and Objection to the Petitioner's Motion to Extend
Time in Which to File a Brief in Support (4/7), Agency's Response to
Petitioner's Brief in Support of its Motion for Reconsideration
(4/24)(McF)

94-125 People of the State of Illinois v. Beloit Corporation and All States
Asbestos Professionals - Complainant's Motion to Reinstate and
Extension of the Board's Stay (4/25)(ED)

94-133 TNT Holland Motor Express, Inc. v. Office of the State Fire Marshal -
Petitioner's Motion for Summary Judgment and Memorandum of Law
in Support of its Motion for Summary Judgment (3/27), Respondent's
Response to Petitioner's Motion for Summary Judgment (4/10),
Petitioner's Motion for Leave to File Petitioner's Reply to
Respondent's Response to Petitioner's Motion for Summary Judgment
and Petitioner's Reply to Respondent's Response to Petitioner's
Motion for Summary Judgment (4/27)(JTM)

94-178 Herrin Security Bank v. Shell Oil Company - Petitioner's Motion to
Stay Proceedings (5/1)(McF)

94-184 R.P. Lumber Company, Inc. v. Office of the State Fire Marshal -
Petitioner's Motion for Leave to File Instant Motion for Summary
Judgment (5/1)(RCF)

MOTIONS (Cont'd)

94-256 DoAll Company, DoAll Credit Corporation, and The Rams-Head Company v. Mobil Oil Company, Inc., Skokie Valley Asphalt Company, Inc., and Septran, Inc. - Complainant DoAll Company's Memorandum in Opposition to Respondent Skokie Valley's Motion to Dismiss (3/20), Respondent Septran's Motion to Join in Respondent Skokie Valley Asphalt Company, Inc.'s Motion to Dismiss (4/12)(McF)

94-262 Concerned Citizens of Williamson County and Rev. Paul Crain and Rose Rowell, as members of the Concerned Citizens of Williamson County, and individually v. Bill Kibler Development Corporation, a/k/a Kibler Development Corporation and the Williamson County Board of Commissioners - Petitioners' Application for a Stay of the January 19, 1995 and March 16, 1995 Board Orders Pending Direct Review in the Appellate Court (4/24), Respondent Kibler Development Corporation's Objections to Petitioners' Motion for Stay (4/26)(GTG)

94-270 People of the State of Illinois v. Spraying Systems Company - Complainant's Motion to Voluntarily Dismiss Without Prejudice (4/17)(ED)

94-386 Chase Products Company v. IEPA - Petitioner's Withdrawal of Permit Appeal (4/18)(McF)

94-391 America's Carwash-HP, Inc. v. IEPA - Petitioner's Motion for Stay of Proceedings (4/26)(JY)

95-1 Penny Snyder, George J. Moran, Robert D. Larson, George Arnold, Jim Bensman, Piasa Palisades Group of the Sierra Club v. Waste Management of Illinois, Inc. - Respondent's Motion to Dismiss Complaint and Brief in Support of Motion to Dismiss (1/18), Respondent's Motion to Dismiss Amended Formal Complaint and Brief in Support of Motion to Dismiss Amended Formal Complaint (2/10), Complainants' Answer to Respondent's Motion to Dismiss Complainants' Amended Formal Complaint (5/1)(JY)

MOTIONS (Cont'd)

95-48 Kathe's Auto Service Center v. IEPA - Agency Motion for Summary Judgment (3/23)(JY)

95-51 Don Carson Steinheimer and Ray Darrow Steinheimer as Co-Executors of the Estate of Irene D. Steinheimer, deceased v. GTE North, Inc. - Respondent's Motion to Decide Proceedings on the Merits (4/14), Complainants' Motion to Strike Respondent's Motion to Decide Proceedings on the Merits (4/25),(RCF)

95-52 Safety-Kleen Corporation v. IEPA - Agency Motion for Extension of Time in Which to File Agency Recommendation (4/20)(McF)

95-57) Forrest Williams, d/b/a Williams Mobil v. IEPA Agency Motion to
95-58) File Record Instantly (4/18)(McF)

95-73 Dennis Manarchy, Mary-Beth Manarchy, Chris Mandoline, and Beverly Kagy-Mandoline v. The Gotham Nightclub and JJJ Associates, Inc. - Respondent JJJ Associates Motion for Finding of Duplicious Complaint, Motion to Vacate March 16, 1995 Board Order, and Motion to Dismiss (4/21), Motion for Leave to File Amended Formal Complaint (4/25), Complainants' Response to Respondent's Motions (4/28)(CAM)

MOTIONS (Cont'd)

95-75) Medical Disposal Services, Inc. v. IEPA - Petitioner's Motion for
95-76) Summary Judgment, Memorandum in Support of Motion for Summary
Judgment and Statement of Uncontested Facts (3/31), City of Harvey's
Petition to be Added as an Interested Party (4/17), Petitioner's
Response to the City of Harvey's Petition to be Added as an Interested
Party (4/18), Application for Intervention by the Human Action
Community Organization (4/25), City of Harvey's Reply to Petitioner's
Response to its Petition to be Added as an Interested Party (4/25),
Respondent's Cross Motion for Summary Judgment, Respondent's
Response to Petitioner's Motion for Summary Judgment , and
Respondent's Response to Petitioner's Statement of Uncontested Facts
(4/25), City of Harvey's Brief in Support of Respondent's Motion for
Summary Judgment (4/25), Petitioner's Response in Opposition to
Respondent's Cross Motion for Summary Judgment (4/28), Petitioner's
Motion to Strike Responsive Pleadings (4/28), Petitioner's Response to
the Human Action Community Organization's Application to Intervene
(4/28)(McF)

95-112 John C. Justice, d/b/a Microcosm v. IEPA - Agency Motion to Dismiss
(4/20)(CAM)

95-118 Jack Pease, d/b/a Glacier Lake Extraction v. IEPA - Agency Motion to
Strike (4/20), Petitioner's Statement in Opposition to Motion to Dismiss
(4/25), Petitioner's Motion to Supplement Record (4/24), Agency
Motion to Dismiss (5/1)(CAM)

95-126 Excel Corporation v. IEPA - Petitioner's Motion for Stay of Denial of
Permit (4/26)(GTG)

**CASES TO BE SET FOR HEARING AND OTHER CASE PROCESSING
ORDERS OR MATTERS**

- 91-200 Borden Chemicals & Plastics Operating Limited Partnership v. IEPA -
Joint Status Report in Response to March 2, 1995 Board Order
(4/28)(GTG)
-
- 95-113 White Glove of Morton Grove, Illinois v. Amoco Oil Company - Hold
for Duplicitous/Frivolous Determination (See Complainant's Motion
for Leave to take the Deposition of Amoco Oil Company filed
4/28)(CAM)
-
- 95-116 Kelley-Williamson Company v. IEPA - Amended Petition in Response
to April 6, 1995 Board Order (5/1)(JTM)
-
- 95-122 Olive Streit and Lisa Streit v. Oberweis Dairy, Inc., Richard J. Fetzer
and Johnnie W. Ward, d/b/a Serve-N-Save, and Richard J. Fetzer,
individually, Amoco Oil Company, Mobil Oil Corporation and IEPA -
Hold for Duplicitous/Frivolous Determination (See Respondent Amoco
Oil Company's Motion to Dismiss filed 4/21; Agency's Motion to
Dismiss filed 4/24; and Respondent Mobil Oil Corporation's Motion
for Extension of Time to File Motion to Dismiss filed (4/27)(CAM)
-
- 95-128 Cathy Bevis, Gladys Shreve, Rick Moore, Eleanore Towns, Eleanor
Morris, Leonard Morris, Eddie Breeze, Louise Breeze, Mary Lee
Cunningham, Lyle Rutger, Marie Rutger, Charles Walker and Lenora
Walker v. Wayne County Board, Wayne County, Illinois - Hold for
Duplicitous/Frivolous Determination (See Daubs Landfill's Motion
for Leave to Participate by Way of Special Appearance for the
Limited Purpose of Challenging Jurisdiction filed 5/1)(JTM)
-
- 95-133 ESG Watts, Inc. v. IEPA - Accept for Hearing Order (See Petitioner's
Motion for Stay filed 4/28)
-
- 95-134 ESG Watts, Inc. v. IEPA - Accept for Hearing Order
-

**CASES TO BE SET FOR HEARING AND OTHER PROCESSING ORDERS
OR MATTERS (Cont'd)**

- 95-135 People of the State of Illinois v. Yesley Service Company, Inc. -
Hearing Mandatory - No Order
-
- 95-136 Reavis High School District #220 v. IEPA - 90 Day Extension Order
(See Agency Letter to grant the extension filed 4/26)
-
- 95-137 Community Landfill Corporation v. IEPA - Accept for Hearing Order
-

CASES PENDING DECISION

- R94-10 Pretreatment Update, USEPA Regulations (July 1, 1993 through
December 31, 1993) - Adopted Rule, Final Order, Opinion and Order
(ED)
-
- R94-23)
R95-3) SDWA Update, USEPA Regulations (January 1, 1994 through
June 30, 1994) and SDWA Update, USEPA Regulations (July 1, 1994
through December 31, 1994) - Adopted Rule, Final Order, Opinion and
Order (RCF)
-
- R95-4)
R95-6) UIC Update, USEPA Regulations (July 1, 1994 through December 31
31, 1994) and RCRA Subtitle C Update, USEPA Regulations (July 1,
1994 through December 31, 1994) - Adopted Rule, Final Order,
Opinion and Order (ED)
-
- R95-9 Amendments to 35 Ill. Adm. Code 810.103 (Solid Waste Disposal
General Provision) Concerning Dead Animals - Proposed Rule, First
Notice, Opinion and Order (RCF)
-
- AS 93-4 Petition of Conversion Systems, Inc. for an Adjusted Standard from 35
Ill. Adm. Code Part 811 (Liner) (McF)
-

CASES PENDING DECISION (Cont'd)

AS 93-5 Petition of Conversion Systems, Inc. for an Adjusted Standard from 35 Ill. Adm. Code Part 811 (Monofill) (McF)

91-202 Sherex Chemical Company, Inc. v. EPA (ED)(due 5/18)

93-128 National Coatings, Inc. v. IEPA (GTG)(due 5/18)

94-258 Woodstock/Northern FS, Inc. v. IEPA (GTG)(due 5/18)

95-43 Kathe's Auto Service Center v. IEPA (JY)(due 5/18)

ADJOURNMENT

LIST OF NEW CASES FILED SINCE APRIL 13, 1995 BOARD MEETING

- R95-14 Petition of the Metropolitan Water Reclamation District of Greater Chicago for Site-Specific Water Quality Regulation
- 95-133 ESG Watts, Inc. v. IEPA
- 95-134 ESG Watts, Inc. v. IEPA
- 95-135 People of the State of Illinois v. Yesley Service Company, Inc.
- 95-136 Reavis High School District #220 v. IEPA
- 95-137 Community Landfill Corporation v. IEPA

REGULAR BOARD MEETING SCHEDULE

- May 18 September 21**
- June 1 October 5**
- June 15 October 19**
- July 6 November 2**
- July 20 November 16**
- August 3 December 7**
- August 17 December 21**
- September 7**