ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING DECEMBER 19, 1996 CHICAGO, ILLINOIS - 10:30 A.M.

After calling the meeting to order, Chairman Manning welcomed members of the public and staff to the meeting, and introduced new staff members Richard McGill, as attorney assistant to Board Member Kathleen Hennessey, and Amy Muran, as a staff attorney in the Legal Unit. Thereafter, the Clerk was asked for a roll call and all members answered present.

Minutes of the December 5, 1996 Board Meeting were approved by a vote of 7-0.

In R94-1(B), Triennial Water Quality Review: Amendments to 35 Ill. Adm. Code 302.202, 302.212, 302.213, 304.122, 304.301 (Ammonia Nitrogen), an Adopted Rule, Final Order, Opinion and Order was adopted by a vote of 6-0. Board Member K.M. Hennessey abstained. (RCF)(CAM)

In R96-17, Exemptions From State Permit Requirements, Amendments to 35 Ill. Adm. Code 201 and 211, a Proposed Rule, First Notice, Opinion and Order was adopted by a vote of 7-0. (GTG)

These Regulatory Dockets were reserved: R97-17, Exemptions From Definitions of VOM, USEPA Amendments (July 1, 1996 through December 31, 1996); R97-18, SDWA Update, USEPA Regulations (July 1, 1996 through December 31, 1996); R97-20, RCRA Subtitle D Update, USEPA Regulations (July 1, 1996 through December 31, 1996); R97-20, RCRA Subtitle D Update, USEPA Regulations (July 1, 1996 through December 31, 1996); R97-21, RCRA Subtitle C Update, USEPA Regulations (July 1, 1996 through December 31, 1996); R97-22, UST Update, USEPA Regulations (July 1, 1966 through December 31, 1996); R97-23, Wastewater Pretreatment Update, USEPA Regulations (July 1, 1996 through December 31, 1996); R97-23, Wastewater

An Order granting the petitioner's motion to modify a November 7, 1996 Board Order, was adopted in #AS 94-10, Petition of Envirite Corporation for an Adjusted Standard from 35 Ill. Adm. Code 721 Subpart D, by a vote of 7-0. **(RCF)**

An Opinion and Order was adopted in #96-184, J.M. Sweeney Company v. IEPA, by a vote of 7-0. (JTM)

An Opinion and Order was adopted in #97-39, City of Moline v. IEPA, by a vote of 5-1. Board Member J. Theodore Meyer dissented and Board Member K.M. Hennessey abstained. **(JY)**

An Interim Opinion and Order was adopted in #AC 96-57, County of Jackson v. Southern Illinois Regional Landfill, by a vote of 7-0. (JTM)

An Interim Opinion and Order was adopted in #AC 96-58, County of Jackson v. Gary Easton, by a vote of 7-0. (JTM)

Default Orders were adopted in these Administrative Citations by a vote of 7-0: ##97-34, IEPA v. Fountain Valley Mobile Home Park and Fred Rosenberger; 97-35, County of Will v. Ferdinand J. Ambrosini; 97-36, County of LaSalle v. Four Star Marina, Inc..

An Order granting the Agency's motion to withdraw the administrative citation, was adopted #AC 97-38, IEPA v. Peter Gomez and Teri Wakeland, by a vote of 7-0. (CAM)

An Order granting respondent's motion for leave to file its status report instanter, accepting the status reports submitted by both parties, granting both of the respondent's motions for an extension of time until January 7, 1997, to file its responses to complainant's motion to consolidate and for partial summary judgment, was adopted in #96-180, Environmental Site Developers, Inc. v. White & Brewer Trucking, Inc., by a vote of 6-0. Board Member K.M. Hennessey abstained. (McF)

An Order denying the complainants' motion for leave to file a response to the reply of the Board of Trustees of the University of Illinois because the University is no longer a party to the case, and declining to accept the response for filing, was adopted in #97-50, Lionel P. Trepanier, Daniel miller, Wes Wager, Maureen Cole, Lorenz Joseph, Maxworks Garden Cooperative and Avi Pandya v. Speedway Wrecking Company, by a vote of 7-0. (KMH)

An Order directing the complainants' to advise the Board in writing, on or before January 20, 1997, whether they will be appearing pro se in the matter since the Board received a notice of withdrawal of appearance by complainants' attorney on December 11, 1996, or to have an attorney file an appearance on behalf of the complainants, either file a response to respondent AlliedSignal's motion to dismiss, or a status report, and directing respondent AlliedSignal to file a status report concerning the pending resolution of a similar action before the USEPA on or before January 20, 1997, was adopted in #97-17, Irma L. Lopez, Jose Martinez, Joel R. Garay, and Jose Gonzalez v. Celotex Corporation, Allied-Signal, Inc., and IEPA, by a vote of 6-0. Board Member K.M. Hennessey abstained. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-34, Prairie Preservation Properties, Inc. and John Sexton Contractors Company v. IEPA, by a vote of 7-0. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-41, Cabot Corporation (Subpart F) v. IEPA, by a vote of 7-0. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-42, Cabot Corporation (RCRA Permit) v. IEPA, by a vote of 7-0. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-56, Grimm's Pharmacy v. IEPA, by a vote of 7-0. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-57, Baldridge Drilling Company, Inc. v. IEPA, by a vote of 7-0. (CAM)

An Order dismissing the docket as unnecessary, was adopted in #97-61, Glen Ellyn Storage Corporation v. IEPA, by a vote of 7-0. (CAM)

An Order accepting the matter for hearing, was adopted in #97-67, Mid-American Waste Systems of Illinois, Inc., Illinois Development Corporation, and Allied Waste Industries (Midwest), Inc., d/b/a Groen Waste Services Transfer Station v. IEPA, by a vote of 7-0. (CAM)

An Order finding the complaint to be frivolous because it fails to state a claim upon which relief can be granted by the Board, and granting the respondent's motion to dismiss and closing the docket, was adopted in #97-79, Jane Graham and Kathy Creech v. City of Paris, by a vote of 7-0. (JTM)

An Order accepting the matter for hearing, was adopted in #97-99, Shell Oil Company v. IEPA, by a vote of 7-0. (JY)

A mandatory hearing will be set in #97-101, People of the State of Illinois v. Louis Berkman Company.

A mandatory hearing will be set in #97-103, People of the State of Illinois v. State Oil Company, William Anest, individually, f/d/b/a S&S Petroleum Products, Peter Anest, individually, f/d/n/a S&S Petroleum Products, Charles Abraham, Josephine Abraham, and Milstream Service, Inc..

An Order accepting the matter for hearing, was adopted in #97-105, Tri Star Marketing, Inc. v. IEPA, by a vote of 7-0. (CAM)

A provisional variance was granted in #97-106, CP Clare Corporation v. IEPA, by a vote of 7-0. (CAM)

ADDENDUM

An Order granting the Agency's motion for an extension of time until January 8, 1997, to file the Agency's record, was adopted in #97-87, Commonwealth Edison Company v. IEPA, by a vote of 6-0. Board Member K.M. Hennessey abstained. (GTG)

An Order directing the Clerk of the Board to cause publication of the required newspaper notice of the parties motion to request relief from hearing requirement, was adopted in #97-107, People of the State of Illinois v. Atwood Industries, Inc., by a vote of 7-0. (CAM)

A provisional variance was granted in #97-108, United States Tobacco Manufacturing Company v. IEPA, by a vote of 7-0. (CAM)

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 February 4, 1997, 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 #97-109, Covelli's A-1 Service 76 v. IEPA, by a vote of 7-0. (CAM)

<u>AGENDA</u>

These regulatory matters were discussed and held for further discussion or possible decision: R96-4, Listing of Federal Hazardous Air Pollutants, Great lakes Commissions Toxic Compounds and Great Waters Program Toxic Air Compounds and Source Reporting for Illinois Toxic Air Contaminants: Amendments to 35 Ill. Adm. Code 232, Proposed Rule, Second Notice, Opinion and Order; R97-7, Wastewater Pretreatment Update, USEPA Regulations (January 1, 1996 through June 30, 1996), Proposal for Public Comment, Proposed Opinion and Order; R97-10, Regulation of Petroleum Leaking Underground Storage Tanks, 35 Ill. Adm. Code 732, Proposed Rule, Second Notice, Opinion and Order.

This case was discussed and held for further discussion or possible decision: #96-193, W.R. Grace Company-Connecticut v. IEPA.

This regulatory matter was discussed and held for further discussion or possible decision: R96-3, Steel and Foundry Industry Waste Landfills: Amendments to 35 Ill. Adm. Code 817.09 (Facility Location for Landfills Accepting Potentially Usable Waste), Adopted Rule, Final Order, Opinion and Order.

The Chairman's motion for Closed Deliberative Sessions, pursuant to P.A. 88-621, to take place on Monday, December 23, 1996, and Tuesday, January 7, 1997, 10:00 a.m., carried by a vote of 7-0.

All other matters not disposed of as listed were held.

Motioned and seconded, by a vote of 7-0, Chairman Manning adjourned the meeting at 11:15 a.m.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Minutes were approved this $\underline{\mathcal{H}}$ day of $\underline{\mathcal{H}}$ day of $\underline{\mathcal{H}}$, 1997, by a vote of $\underline{\mathcal{H}}$

Dorothy M. Gunn, Clerk Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

JRTC \$ 100 W. Randolph \$ Suite 11-500 \$ Chicago, IL 60601 \$ 312-814-3620 \$ Fax 321-814-3669

REGULAR BOARD MEETING AGENDA DECEMBER 19, 1996 CHICAGO, ILLINOIS CONFERENCE ROOM 9-040 10:30 A.M.

ADDENDUM

MOTIONS

97-87 P-A, NPDES	<u>Commonwealth Edison Company v. IEPA</u> - Agency Motion for Extension of Time to File Agency Record (12/16)	(GTC
97-107 A-E	People of the State of Illinois v. Atwood Industries, Inc Motion to Request Relief from Hearing Requirement (12/18)	(CAM
	BE SET FOR HEARING AND OTHER CESSING ORDERS OR MATTERS	
97-94	Jerry Austman and Theresa Strahm v. Amoco	(CAN
UST-E	<u>Corporation</u> - Respondent's Motion for Extension of Time to Answer or Otherwise	
	Respond to the Complaint (12/17)	
Citizens		
Citizens 97-108	United States Tobacco Manufacturing Company	(CAM
	• • • • •	(CAN
97-108	United States Tobacco Manufacturing Company	(CAM
97-108 A-V	<u>United States Tobacco Manufacturing Company</u> <u>v. IEPA</u> - Provisional Variance <u>Covelli's A-1 Service 76 v. IEPA</u> - Joint Request for 90-Day Extension of Appeal Period	```
97-108 A-V 97-109	<u>United States Tobacco Manufacturing Company</u> <u>v. IEPA</u> - Provisional Variance <u>Covelli's A-1 Service 76 v. IEPA</u> - Joint	``
97-108 A-V 97-109 UST-	<u>United States Tobacco Manufacturing Company</u> <u>v. IEPA</u> - Provisional Variance <u>Covelli's A-1 Service 76 v. IEPA</u> - Joint Request for 90-Day Extension of Appeal Period	```

GOVERNOR Honorable Jim Edgar

CHAIRMAN Claire A. Manning

Springfield

MEMBERS Ronald C. Flemal DeKalb

G. Tanner Girard Grafton

athleen M. Hennessey Chicago

Marili McFawn Inverness

J. Theodore Meyer Chicago

> Joseph Yi Park Ridge

> > ٠

'RINGFIELD OFFICE

00 South Second Stree Suite 402 Springfield, IL 62704 217-524-8500 Fax217-524-8508

ATELLITE OFFICES

110 South State Jerseyville, IL 62052 618-498-9802 Fax 618-498-5934

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

ä

WEB SITE 5://www.state.il.us/pcb/ TDD 312-814-6032

PRINTED ON RECYCLED PAPER

CASES PENDING DECISION

R96-3	Steel and Foundry Industry Waste Landfills:	(RCF)
R, Land	Amendments to 35 Ill. Adm. Code 817.309	
K, Laiki	(Facility Location for Landfills Accepting	
	Potentially Usable Waste) - Adopted Rule, Final	
	Order, Opinion and Order	

ILLINOIS POLLUTION CONTROL BOARD

JRTC ♦ 100 W. Randolph ♦ Suite 11-500 ♦ Chicago, IL 60601 ♦ 312-814-3620 ♦ Fax 321-814-3669

GOVERNOR Honorable Jim Edgar

CHAIRMAN

Claire A. Manning Springfield

MEMBERS Ronald C. Flemal DeKalb

G. Tanner Girard Grafton

athleen M. Hennessey Chicago

Marili McFawn Inverness

J. Theodore Meyer Chicago

>) Joseph Yi Park Ridge

> > •

'RINGFIELD OFFICE

00 South Second Street Suite 402 Springfield, IL 62704 217-524-8500 Fax217-524-8508

ATELLITE OFFICES 110 South State Jerseyville, IL 62052

618-498-9802 Fax 618-498-5934

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

÷

WEB SITE 5.7/www.state.il.us/pcb/

IDD 312-814-6032



AGENDA DECEMBER 19, 1996 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.

<u>Roll Call</u>

Minutes

December 5, 1996

REGULATIONS AND ADJUSTED STANDARDS

.

R94-1(B) R, Water	<u>Triennial Water Quality Review: Amendments to 35 Ill. Adm.</u> <u>Code 302.202, 302.212, 302.213, 304.122, 304.301 (Ammonia</u> <u>Nitrogen)</u> - Adopted Rule, Final Order, Opinion and Order	(CAM) (RCF)
R96-17 R, Air	Exemptions from State Permit Requirements, Amendments to 35 Ill. Adm. Code 201 and 211 - Proposed Rule, First Notice, Opinion and Order	(GTG)
R97-17 R, Air	Exemptions from Definitions of VOM, USEPA Amendments (July 1, 1996 through December 31,1996 - DOCKET RESERVED	
R97-18 R, PWS	SDWA Update, USEPA Regulations (July 1, 1996 through December 31, 1996) - DOCKET RESERVED	
R97-19 R, Land	<u>UIC Update, USEPA Regulations (July 1, 1996 through</u> <u>December 31, 1996</u>) - DOCKET RESERVED	
R97-20 R, Land	RCRA Subtitle D Update, USEPA Regulations (July 1,1996 through December 31, 1996 - DOCKET RESERVED	
R97-21 R, Land	<u>RCRA Subtitle C Update, USEPA Regulations (July 1,1996</u> through December 31, 1996) - DOCKET RESERVED	
R97-22 R, Land	UST Update, USEPA Regulations (July 1,1996 through December 31, 1996) - DOCKET RESERVED	
R97-23 R, Water	Wastewater Pretreatment Update, USEPA Regulations (July 1, 1996 through December 31,1996 - DOCKET RESERVED	

REGULATIONS AND ADJUSTED STANDARDS (Cont'd)

,

tare t

Petition of Envirite Corporation for a Revised Adjusted Standard From 35 Ill. Adm. Code 721 Subpart D - Petitioner's Additional Motion to Modify November 7, 1996 Board Order (12/13)	(RCF)
<u>Petition of The Ensign-Bickford Company for an Adjusted</u> <u>Standard from 35 Ill. Adm. Code 703.183</u> - Petitioner's Motion to Vacate Hearing Order, Motion to File Instanter, and Reply to Agency Response (12/13)	(GTG)
S	
J.M. Sweeney Company v. IEPA (open waiver)	(JTM)
City of Moline v. IEPA (due 12/21)	(JY)
RATIVE CITATIONS	
County of Jackson v. Southern Illinois Regional Landfill - Interim Opinion and Order	(JTM)
County of Jackson v. Gary Easton - Interim Opinion and Order	(JTM)
IEPA v. Fountain Valley Mobile Home Park and Fred Rosenberger - Default Order	(CAM)
County of Will v. Ferdinand J. Ambrosini - Default Order	(CAM)
County of LaSalle v. Four Star Marina, Inc Default Order	(CAM)
	From 35 III. Adm. Code 721 Subpart D - Petitioner's Additional Motion to Modify November 7, 1996 Board Order (12/13) Petition of The Ensign-Bickford Company for an Adjusted Standard from 35 III. Adm. Code 703.183 - Petitioner's Motion to Vacate Hearing Order, Motion to File Instanter, and Reply to Agency Response (12/13) S J.M. Sweeney Company v. IEPA (open waiver) City of Moline v. IEPA (due 12/21) RATIVE CITATIONS County of Jackson v. Southern Illinois Regional Landfill - Interim Opinion and Order County of Jackson v. Gary Easton - Interim Opinion and Order IEPA v. Fountain Valley Mobile Home Park and Fred Rosenberger - Default Order County of Will v. Ferdinand J. Ambrosini - Default Order

ADMINISTRATIVE CITATIONS (Cont'd)

.

AC 97-38	IEPA v. Peter Gomez and Teri Wakeland - Agency Motion to Withdraw Administrative Citation (12/5)	(CAM)
MOTIONS		
96-180 W-E Citizens	<u>Environmental Site Developers, Inc. v. White & Brewer</u> <u>Trucking, Inc.</u> - Complainant's Motion to Consolidate, Motion for Partial Summary Judgment and Memorandum in Support of Motion for Partial Summary Judgment (12/9), Respondent's Motion for Extension of Time to File Response to Complainant's Motion to Consolidate and Motion for Extension of Time to File Response to Complainant's Motion for Partial Summary Judgment (12/13)	(McF)
96-233 L&GW-Е	People of the State of Illinois v. ESG Watts, Inc Complainant's Motion for Summary Judgment (12/16)	(McF)
96-250 P-A	<u>White and Brewer Trucking, Inc. v. IEPA</u> - Agency Motion for Summary Judgment (9/3), Petitioner's Response to Agency's Motion for Summary Judgment, Petitioner's Second Motion to Supplement Record, and Motion for Leave to File Response in Excess of Page Limits (12/6)	(KMH)
96-264 RCRA-E	People of the State of Illinois v. American Waste Processing, <u>Ltd.</u> - Respondent's Motion to Dismiss Complaint for Failure to Comply with Jurisdictional Notice Requirement (11/25), Complainant's Response to Respondent's Motion to Dismiss Complaint for Failure to Comply with Jurisdictional Notice Requirement (12/6), Respondent's Reply to Complainant's Response to Respondent's Motion to Dismiss Complaint for Failure to Comply with Jurisdictional Notice Requirement (12/6), Respondent's Motion to Dismiss Complaint for Failure to Comply with Jurisdictional Notice Requirement (12/10)	(CAM)

MOTIONS (Cont'd)

.

97-35) 97-36) P-A, Air	Illinois Power Company (Units 1 & 2) - Baldwin Power Station) v. IEPA - Petitioner's Motion for Summary Judgment (10/7), Petitioner's Motion for Leave to File Amended Motion for Summary Judgment (12/11), Agency's Cross-Motion for Summary Judgment (12/12), Petitioner's Response to Agency's Cross-Motion for Summary Judgment (12/13), Petitioner's Motion for Leave to File Reply to Agency's Response to Petitioner's Memorandum of Law in Support of Amended Motion for Summary Judgment (12/16), Agency's Response to Petitioner's Memorandum of Law in Support of Amended Motion for Summary Judgment (12/16)	(JY)
97-50 A-E, Citizens	Lionel Trepanier, Daniel Miller, Wes Wager, Maureen Cole, Lorenz Joseph, Maxworks Garden Cooperative, Avi Pandya v. Speedway Wrecking Company - Complainants' Motion for Leave to File (12/4)	(KMH)
97-62 А-Е	<u>People of the State of Illinois v. Geon Corporation</u> - Complainant's Motion to Strike Affirmative Defenses of Respondent (11/26), Respondent's Memorandum in Opposition to Complainant's Motion to Strike Respondent's Affirmative Defenses (12/13)	(JTM)

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

97-17 RCRA-E	Irma L. Lopez, Jose Martinez, Joel R. Garay, and Jose Gonzalez v. Celotex Corporation, AlliedSignal, Inc., and IEPA - Order	(CAM)
97-34	Prairie Preservation Properties, Inc. and John Sexton Contract	(CAM)
P-A, 90-Day Ext.	ors Company v. IEPA - Dismissal Order	

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

.

97-41	Cabot Corporation (Subpart F) v. IEPA - Dismissal Order	(CAM)
P-A, 90-Day Ext.		
97-42	Cabot Corporation (RCRA Permit) v. IEPA - Dismissal Order	(CAM)
P-A, 90-Day Ext.		
97-56	Grimm's Pharmacy v. IEPA - Dismissal Order	(CAM)
UST-FRD 90-Day Ext.		
97-57	Baldridge Drilling Company, Inc. v. IEPA - Dismissal Order	(CAM)
UST-FRD 90-Day Ext.		
97-61	Glen Ellyn Storage Corporation v. IEPA - Dismissal Order	(CAM)
UST-Appeal		
90-Day Ext.		
97-67	Mid-American Waste Systems of Illinois, Inc., Illinois	(CAM)
P-A	<u>Development Corporation, and Allied Waste Industries</u> (Midwest), Inc., d/b/a Groen Waste Services Transfer Station v.	
	<u>IEPA</u> - Accept for Hearing Order	
97-79	Jane Graham and Kathy Creech v. City of Paris, et al (See	(JTM)
A-E,	Respondent City of Paris' Motion to Dismiss Complaint filed 11/13) - Dismissal Order	
Citizens		
97-84	George Casanave v. Standard Oil Company, Inc., and Ray L.	(CAM)
UST-E	Pearson - Hold for Duplicitous/Frivolous Determination	
97-94	Jerry Austman and Theresa Strahm v. Amoco Corporation -	(CAM)
UST-E, Citizens	Hold for Duplicitous/Frivolous Determination	

6

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

.

97-99	Shell Oil Company v. IEPA - Accept for Hearing Order	(ЈҮ)
WWS		
97-100	Farmers State Bank, Pittsfield, Illinois v. Phillips Petroleum	
L & W-E	<u>Company</u> - Hold for Duplicitous/Frivolous Determination - No Order	
97-101 A-E	People of the State of Illinois v. Louis Berkman Company - Hearing Mandatory - No Order	
A-E		
97-102	Bordens Chemicals and Plastics Operating Limited Partnership	(CAM)
W-V, NPDES	v. IEPA - Accept for Hearing Order	
97-103	People of the State of Illinois v. State Oil Company, William	
L&W-E	Anest, individually f/d/b/a S & S Petroleum Products, Peter Anest, individually f/d/b/a S & S Petroleum Products, Charles	
	Abraham, Josephine Abraham, and Milstream Service, Inc Hearing Mandatory - No Order	
97-104	Continental Waste Industries of Illinois, Inc. v. IEPA -	(CAM)
P-A, 90-Day Ext.	Petitioner's Request for 90-Day Extension of Appeal Period (12/13)	
97-105	Tri Star Marketing, Inc. v. IEPA - Accept for Hearing Order	(CAM)
UST-FRD		
97-106	CP Clare Corporation v. IEPA - Provisional Variance	(CAM)
Land, RCRA		

CASES PENDING DECISION

R96-4 R, Air	Listing of Federal Hazardous Air Pollutants, Great Lakes Commissions Toxic Compounds and Great Waters Program Toxic Air Compounds and Source Reporting for Illinois Toxic Air Contaminants: Amendments to 35 Ill. Adm. Code 232 - Proposed Rule, Second Notice, Opinion and Order	(JY)
R97-7	Wastewater Pretreatment Update, USEPA Regulations (January	(JY)
R, Water	<u>1, 1996 through June 30, 1996</u>) - Proposal for Public Comment, Proposed Opinion and Order	
R97-10	Regulation of Petroleum Leaking Underground Storage Tanks,	(GTG)
R, Land	<u>35 Ill. Adm. Code 732</u> - Proposed Rule, Second Notice, Opinion and Order	(JTM)
		(JY)
96-193	W.R. Grace Company-Connecticut v. IEPA (open waiver)	(JTM)
A-V		
	Chairman's Motion for a Closed Deliberative Session, pursuant to P.A. 88-621, to take place on Monday, December 23, 1996, 10:00 a.m.	

ADJOURNMENT

LIST OF NEW CASES FILED SINCE DECEMBER 5, 1996 BOARD MEETING

R97-17	Exemptions from Definitions of VOM, USEPA Amendments (July 1, 1996
	through December 31, 1996)
R97-18	SDWA Update, USEPA Regulations (July 1,1996 through December 31,
	1996)
R97-19	UIC Update, USEPA Regulations (July 1, 1996 through December 31, 1996)
R97-20	RCRA Subtitle D Update, USEPA Regulations (July 1, 1996 through
	December 31, 1996)
R97-21	RCRA Subtitle C Update, USEPA Regulations (July 1, 1996 through
	December 31, 1996)
R97-22	UST Update, USEPA Regulations (July 1, 1996 through December 31, 1996)
R97-23	Wastewater Pretreatment Update, USEPA Regulations (July 1, 1996 through
	December 3, 1996)
97-99	Shell Oil Company v. IEPA
97-100	Farmers State Bank, Pittsfield, Illinois v. Phillips Petroleum Company
97-101	People of the State of Illinois v. Louis Berkman Company
97-102	Borden Chemicals and Plastics Operating Limited Partnership v. IEPA
97-103	People of the State of Illinois v. State Oil Company, William Anest,
	individually, f/d/b/a S & S Petroleum Products, Peter Anest, individually,
	f/d/b/a S & S Petroleum Products, Charles Abraham, Josephine Abraham. and
	Milstream Service, Inc.
97-104	Continental Waste Industries of Illinois, Inc. v. IEPA
97-105	Tri Star Marketing, Inc. v. IEPA
97-106	CP Clare Corporation v. IEPA

9

REGULAR BOARD MEETING SCHEDULE FOR CALENDAR YEAR 1997

January 9	July 10
January 23	July 24
February 6	August 7
February 20	August 21
March 6	September 4
March 20	September 18
April 3	October 2
April 17	October 16 *
May 1 *	November 6
May 15	November 20
June 5	December 4
June 19	December 18

NOTE: All Board Meetings will be held in Conference Room 9-040. Those noted with an asterisk will be held in Conference Room 9-031.

CASE TYPE CODES:

3d P	Third Party Action	A-C	Administrative Citation
A-E	Air Enforcement	A-S	Adjusted Standard
A-V	Air Variance	CSO	Combined Sewer Overflow Exception
GW	Groundwater	HW Delist R	CRA Hazardous Waste Delisting
L-E	Land Enforcement	L-S-R	Landfill Siting Review
L-V	Land Variance	MW	Medical Waste (Biological Materials)
N-E	Noise Enforcement	N-V	Noise Variance
P-A	Permit Appeal	PWS-E	Public Water Supply Enforcement
PWS-V	Public Water Supply Variance	R	Regulatory Proceeding
RCRA	Resource Conservation and Recovery	S02	S0 ₂ Alternative Standards (35 ILI
	Act proceeding (hazardous waste only)	2	ADM. CODE 302.211(f))
SWH-E	Special Waste Hauling Enforcement	SWH-V	Special Waste Hauling Variance
Т	Thermal Demonstration Rule	T-C	Tax Certifications
T-S	Trade Secrets	UST-Appeal	Underground Storage Tank Correctiv Action Appeal
UST-E	Underground Storage Tank Enforcement	UST-FRD	Underground Storage Tank Fun Reimbursement Determination
W-E	Water Enforcement	W-V	Water Variance
wws	Water-Well Setback Exception		