

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
October 14, 1976 Chicago, Illinois

All Board Members were present.

Opinions and Orders were adopted by a vote of 5-0 in these cases: #75-285, Bingham; 76-23, Ozburn, Mr. Dumelle concurred; 76-29, Carlson; 76-34, City of Mound City, Mr. Dumelle concurred; 76-106, Martin et al; 76-125, Cargill Inc.; 76-130, Village of Glenwood; 76-148, Vet's Place; 76-153, Fair Acres; 76-199, Dept. of Conservation; 76-206, Lakeland Park Water Co.; 76-233, Dept. of Transportation.'

An Opinion and Order was adopted in #76-168, Arch Development by a vote of 4-1, Mr. Young dissented. Mr. Dumelle will file a supplemental statement.

An Order was adopted in ##74-475 and 75-35, General Motors on a motion for summary judgment by a vote of 5-0. Mr. Zeitlin will prepare the Order.

An Order was adopted in #75-390, Jacksonville by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion for extension of time in #75-402, Creve Coeur was granted by a vote of 5-0. Mr. Dumelle will prepare the Order.

An Interim Order was adopted in ##75-443 and 76-8, Carlson by a vote of 4-0, Mr. Young abstained. Mr. Zeitlin will prepare the Order.

An Order was adopted in R76-2, Solid Waste Amendments, dismissing the proceeding by a vote of 4-0, Mr. Young abstained. Mr. Zeitlin will prepare the Order.

Motion to dismiss in #75-472, Western Properties was denied by a vote of 5-0. Mr. Young will prepare the Order.

Request for continuance by Hearing Officer in #76-114, Broverman was granted by a vote of 5-0. Mr. Goodman will prepare the Order.

Motion to reconsider and amend in #76-139, Drivers Bank was granted and the proceeding stayed by a vote of 4-1, Mr. Zeitlin dissented. Mr. Dumelle will prepare the Order.

Motions to dismiss in #76-151, Forsyth Coal were ordered taken with the case by a vote of 5-0. Dr. Satchell will prepare the Order.

Motion to reconsider in #76-175, Ms. Gene Hight was denied by a vote of 5-0, Mr. Goodman will prepare the Order.

In #76-176, Johnson, motion to withdraw motion to dismiss was granted and the Board entered an Order requesting additional information by a vote of 5-0. Mr. Dumelle will prepare the Order.

Motion for oral argument in #76-191, Palos Conservation et al was denied by a vote of 5-0. An Interim Order was then adopted authorizing a hearing in the matter by a vote of 4-1, Mr. Young dissented. Mr. Zeitlin will prepare the Orders.

#76-214, Elmhurst Bank was dismissed by a vote of 5-0, Mr. Goodman will prepare the Order.

Motion for continuance by Hearing Officer in #76-77, Craig was granted by a vote of 5-0. Mr. Dumelle will prepare the Order.

The Board adopted an Order in #76-111, Cerro-Gordo on a motion for modification by a vote of 5-0. Dr. Satchell will prepare an Order.

Motion to withdraw in #76-221, Marathon Oil was granted by a vote of 5-0, Mr. Dumelle will prepare an Order.

Objections having been filed, hearings were authorized in these cases: ##76-230, Bethany; 76-234, Hoopeston; 76-243, Vallerius.

A motion to amend in #76-181, Decatur was granted by a vote of 5-0. Mr. Dumelle will prepare an Order.

In new cases these actions were taken by a vote of 5-0: ##76-191, Palos (see motions); 76-221, People v. Marathon Oil (see motions); 76-235, People v. McGuire et al, parties present and presented statements, held for action to October 28, 1976; 76-236, City of Morris, held to October 28; 76-244, NSSD, dismissed, Order by Mr. Young; 76-245, Mobil Oil, hearing authorized; 76-246, Revere Copper, hearing authorized; 76-247, Ill. Dept. of Transportation, assigned to Mr. Dumelle for review and signature; 76-247, EPA v. Ashland Chemical, hearing mandatory; 76-249, Jack Thompson, additional information requested, Order by Mr. Dumelle; 76-250, City of Pontiac, hearing authorized; 76-251, Joslyn Mfg., hearing authorized; 76-252, Laclede, held to October 28; 76-253, Midas Midwest, held for Agency recommendation; 76-254, Village of Ina, held for Agency recommendation; 76-255, City of Rochelle, hearing authorized.

The Board then adopted an Order authorizing part of an Agency submission under R76-14 as a new proposal and consolidating it for hearing with R76-14. The number assigned was R76-19. The vote was 5-0, Mr. Goodman will prepare the Order.

A proposal to amend the Mine Waste Regulations filed by Ohio Power was authorized for hearing and publication. R76-20 was assigned to the proposal.

These cases were discussed and held for further discussion or possible decision on October 28, 1976: ##74-404, Modern Utilities; 75-219, Kamarasy; 75-324, Majestic Wood; 76-365, Jayar-Hoag; 75-388, Clark Oil; 76-171, FBM Co.; 76-198, Commonwealth Edison; 76-204, Fairfield; 76-207, Industrial Water Supply; 76-211, Nelson; 76-212, Lake in the Hills; 76-145, Eureka Knolls Water; R75-1, Procedural Rules Amendments.

The Board held an administrative session with Ms. Wiley and voted to submit the FY78 budget to the Bureau of the Budget by a vote of 5-0.

All matters not disposed of as listed were ordered held to October 28, 1976 for consideration.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were adopted by a vote of 5-0 this 10th day of November, 1976.

Christan L. Moffett