

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
FEBRUARY 6, 1986 CHICAGO, ILLINOIS

All Board Members were present.

An Opinion and Order were adopted in ##84-120, -121, Atlas Service Company, by a vote of 7-0. (WN)

An Order was adopted in #84-174(C), Classic Finishing, by a vote of 6-1. Mr. Forcade dissented. (JA)

An Opinion and Order were adopted in #85-128, City of Flora, by a vote of 5-1. Mr. Forcade dissented, Dr. Marlin concurred and Dr. Flemal abstained. (JD)

An Opinion and Order were adopted in #85-147, City of Herrin, by a vote of 7-0. (JM)

A Proposed Rule, First Notice, Proposed Order was adopted in R82-2(B), Nuclear Air Emissions, by a vote of 7-0. (JD)

A Proposed Rule, Second Notice, Opinion and Order were adopted in R84-28, Peoria Sulfur Limitations, by a vote of 7-0. (JD)

A Proposal for Public Comment, Proposed Opinion and Order were adopted in R85-23, UIC Update, by a vote of 7-0. (JA)

A Resolution of the Board was adopted in RES 86-2, Designation of Personnel Authorized to have access to Trade Secret Material in accordance with Ill. Adm. Code 120, by a vote of 7-0. (JA)

A joint motion to dismiss was granted in #83-61, Missouri Portland, by a vote of 7-0. (JTM)

A Board Order to set a hearing date was adopted in #84-77, Olin Corporation, by a vote of 7-0. Mrs. Anderson concurred. (BF)

Motion for rehearing and motion to stay was denied in #84-85, Village of Orangeville, by a vote of 5-2. Messrs. Meyer and Nega dissented. (RF)

Motion for withdrawal of petition was granted in #84-130, Model Industries, by a vote of 7-0. (JD)

Petition to withdraw was granted in #85-123, Monsanto, by a vote of 7-0. (JD)

Motion to withdraw was granted in #85-165, Western Illinois Power, by a vote of 7-0. (JD)

Motion for leave to file a response instanter was granted and

Agency motion to dismiss was denied in #85-190, Sours Grain, by a vote of 7-0. (BF)

Board Orders to delay scheduling of hearing or hearings until after July 1, 1986 in order to utilize funds from the new FY87 appropriation were adopted in the following CSO Petitions by a vote of 7-0: ##85-202, Metropolitan Sanitary District, Order by Mr. Dumelle; 85-208, North Shore Sanitary District, Order by Mr. Forcade; 85-213, Village of Western Springs, Order by Mr. Forcade; 85-216, City of Clinton and the Clinton Sanitary District, Order by Dr. Marlin; 85-218, City of Belleville, Order by Dr. Flemal; 85-222, Sanitary District of Elgin and the City of Elgin, Order by Mr. Meyer; 86-1, City of Peru, Order by Mr. Meyer; 86-2, City of LaSalle, Order by Mr. Meyer; 86-3, City of Oglesby, Order by Mrs. Anderson; 86-4, City of Morris, Order by Mr. Dumelle; 86-5, City of Effingham, Order by Dr. Marlin; 86-6, City of Wood River, Order by Dr. Flemal.

An Agency motion to reconsider the Board's Second Notice Order was granted in R82-1, Particulate Emissions, by a vote of 6-1. Mr. Forcade dissented. (JD)

These cases were discussed and held to February 26, 1986 for possible consideration: ##84-149, -152, -153, McHenry Consolidated School District; 85-72, Carl H. Clark; 85-132, General Fire Extinguisher; 85-135, Michael Delaney; 85-141, Browning-Ferris; 85-145, Alton Packaging (replaced on Pending Cases Assigned); 85-171, Electric Energy; 85-211, City of Marseilles CSO.

These regulatory matters were discussed and held to February 26, 1986 for possible consideration: R77-4, Airport Noise; R84-13, Union Oil; R85-25, Vehicle Emissions.

In amended petitions these actions were taken by a vote of 7-0: ##85-203, City of Farmington, second amended petition requested, Order by Mr. Dumelle; 85-217, City of Dixon, held for an Agency Recommendation.

In new cases these actions were taken by a vote of 7-0: ##86-15, DuPage Publications Company v. EPA, hearing mandatory, Order by Mr. Forcade; 86-16, Illinois Department of Transportation, Harvey Walken, Chairman authorized to sign and prepare an Order; 86-17, City of DuQuoin v. EPA, additional information requested, Order by Mr. Dumelle; 86-18, Hillview Farms Fertilizers, Inc. v. EPA, motion to intervene granted and hearing authorized, Order by Mr. Forcade; 86-19, Interstate Pollution Control, Inc. v. EPA, temporary stay granted until February 26, 1986 Board Meeting, Order by Mrs. Anderson; 86-20, Illinois Department of Transportation, Illinois Department of Conservation, Chairman authorized to sign and prepare an Order; 86-21, Allied Hastings Barrel and Drum Service v. EPA, hearing authorized, Order by Mr. Forcade; R86-4, New Source Performance Standards, Resolution and Order of the Board by Mr. Meyer; R86-7,

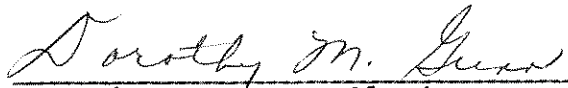
New Source Performance Standards, Resolution and Order of the Board by Mr. Meyer; R86-8, A Plan for Protecting Illinois Groundwater, docket opened for purpose of Board's implementation of Section 13.1(d) and hearings authorized to be held as expeditiously as practicable, Order by Dr. Flemal.

In other new cases these actions were taken by a vote of 6-1, Mr. Forcade dissented: R86-5, American Nickeloid Delisting Petition, additional information requested, Order by Mrs. Anderson; R86-6, Woodstock Die Cast, Inc., additional information requested, Order by Mrs. Anderson.

Minutes of the January 23, 1986 Board Meeting were approved by a vote of 7-0.

All other matters not disposed of as listed were ordered held to February 26, 1986 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were adopted on the 26th day of February, 1986 by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
FEBRUARY 6, 1986 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-031

DECISIONS:

84-120] Atlas Service Company (WN) _____
84-121] _____

84-174 Classic Finishing, Order regarding trade secret
(C) justification (1/28, 1/30)(JA) _____

* 85-128 City of Flora (JD)(due) _____

* 85-147 City of Herrin (JM)(due 3/13) _____

R82-2 Nuclear Air Emissions, error correction (JD)

R84-28 Peoria Sulfur Limitations (JD) _____

R85-23 UIC Update, Proposal for Public Comment, Proposed
Opinion and Order (JA) _____

RES Trade Secrets, Designated Personnel (JA)
86-2 _____

MOTIONS:

83-61 Missouri Portland - joint motion to dismiss (1/31)
(JTM) _____

84-77 Olin Corporation - Board Order to set hearing date
(BF) _____

84-85 Village of Orangeville - motion for rehearing (1/8),
motion to stay (1/8), response (1/15)(RF)

84-130 Model Industries - motion for withdrawal of petition
(1/30) _____

84-134 Woodstock Die - Agency motion to dismiss (2/4)(JTM)

***INDICATES VARIANCE OR PERMIT APPEAL**

MOTIONS: (Cont'd)

- 85-123 Monsanto - petition to withdraw (1/27)_____
- 85-137 Fred Jurcak - motion to stay (1/24), Agency response to motion to stay (2/4), Agency amendment to response to stay (2/5)_____
- 85-165 Western Illinois Power - motion to withdraw (2/3)_____
- 85-190 Sours Grain - motion for leave to file response instanter (1/9), Agency motion to dismiss (1/16)_____
- 85-202, Combined Sewer Petitions - Orders (JD)_____
208, 213,
216, 218, 222, and PCB 86-1, 2, 3, 4, 5, 6
- R82-1 Particulate Emissions - Agency motion to reconsider Second Notice Order (1/3), Agency motion to further reconsider Second Notice Order (1/21), response (1/27)(JD)_____

DISCUSSIONS:

- 84-149) McHenry Consolidated School District (RF)_____
84-152)
84-153)
- 85-72 Carl H. Clark (WN)_____
- 85-132 General Fire Extinguisher (WN)_____
- 85-135 Michael Delaney (WN)_____
- * 85-141 Browning-Ferris (JM)(due 2/26)_____
- * 85-145 Alton Packaging (JD)(due 2/26)_____
- * 85-171 Electric Energy (JM)(due 2/26)_____
- 85-211 City of Marseilles, CSO (RF)_____

REGULATORY DISCUSSION(S):

- R77-4 Airport Noise (JM)_____
- R84-13 Union Oil Company, First Notice, Opinion and Order (JM)

REGULATORY DISCUSSIONS: (Cont'd)

R85-25 Vehicle Emissions (JD)(due 2/26)_____

AMENDED PETITION(S):

85-203 City of Farmington (filed 2/4)_____

85-217 City of Dixon (filed 2/4)_____

NEW CASES:

86-15 DuPage Publications Company v. EPA_____

86-16 IDOT, Harvey Walken (JD)_____

86-17 City of Du Quoin v. EPA_____

86-18 Hillview Farms Fertilizers, Inc. v. EPA, (See motion to
intervene 2/5)(BF)_____

86-19 Interstate Pollution Control, Inc. v. EPA_____

86-20 IDOT, Department of Conservation (JD)_____

R86-4 New Source Performance Standards (JTM)_____

R86-5 American Nickeloid (BF)_____

R86-6 Woodstock Die Cast, Inc. (BF)_____

R86-7 New Source Performance Standards (JTM)_____

R86-8 A Plan for Protecting Illinois Ground Water

MINUTES:

January 23, 1986_____

PENDING CASES ASSIGNED:

78-139 Vickery Manor (BF)
80-151 Archer Daniels (JTM)
81-144 Marathon (JD)
82-101 Browning-Ferris (JA)
* 83-26 Marathon Petroleum (BF)(open waiver)
* 83-29 Marathon Petroleum (BF)(open waiver)
83-60 Pierce Waste Oil (JM)
83-61 Missouri-Portland (JTM)
83-122 Jennison-Wright (BF)
* 84-77 Olin Corporation (BF)(due 4/24)
84-93 S.C. Industries (BF)
84-125 Clairmont Trucking (BF)
* 84-134 Woodstock Die (JTM)(due 3/27)
84-161 L&S Industries (JD)
* 84-174 Classic Finishing (JM)(open waiver)
85-9 Landfill Emergency Action (JA)
85-15 Bi-State Disposal (WN)
* 85-14 Electric Energy (JA)(due 3/27)
85-19 Monsanto (BF)
* 85-35 Warner Brake (BF)(open waiver)
* 85-44 DuPage Publications (JD)(due 3/27)
85-70)
85-130)
* 85-95 Citizens Utilities (JTM)(due 4/10)
* 85-106 Village of Oswego (RF)(due 6/19)
* 85-107 Pfizer-Pigments (RF)(due 3/13)
* 85-119 Illinois Power (JD)(due 3/27)
* 85-126 Oasis Outdoor (JD)(open waiver)
85-129 Richard Termaat (JA)
85-134 IDOT, Dept. of the Army (BF)
85-139 City of Metropolis CSO (JD)
* 85-174 White County Board (RF)(due 4/10)
* 85-179 Camsco Produce (JTM)(due 5/8)
* 85-192 McHenry County (JD)(due 3/13)
* 85-209 Village of Carol Stream (RF)(due 3/13)
* 86-9 Trilla Steel Drum (JM)(due 4/10)