

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING  
SEPTEMBER 25, 1986 CHICAGO, ILLINOIS

All Board Members were present save for Mr. Nega who was ill.

An Interim Order was adopted in #85-202, Metropolitan Sanitary District CSO, by a vote of 6-0. (JD)

An Opinion and Order were adopted in #86-97, Village of Oak Brook, by a vote of 4-2. Messrs. J. Dumelle and B. Forcade dissented. (JM)

An Opinion and Order were adopted in R85-11, Illinois-American Water Company, East St. Louis Treatment Plant Site-Specific, by a vote of 5-0. Mr. Meyer voted present. (RF)

A Proposed Rule, First Notice, Opinion and Order were adopted in R85-28, National Can Site-Specific, by a vote of 6-0. (JTM)

An Adopted Rule, Final Order, Opinion and Order were adopted in R85-33, Coke Plant Pushing and Charging, by a vote of 6-0. (JTM)

Motion to require Complainant to comply with 35 Ill. Adm. Code 101.106 was denied and motion for leave to file reply Instanter to Complainant's opposition to Respondent's motion to require Complainant to comply with 35 Ill. Adm. Code 101.106 was granted in #79-145, Celotex, by a vote of 6-0. (JA)

Motion to Board for sanctions for failure of Complainant to comply with Hearing Officer Order was denied and Respondent's motion for leave to file reply Instanter to Complainant's opposition to Respondent's motion to Board for sanctions was granted in #86-108, Joliet Sand and Gravel, by a vote of 6-0. (JA)

These cases were discussed and held to October 9, 1986 for possible consideration: ##85-129, Richard Termaat; 86-12, Illinois Power; 86-71, Army Corps of Engineers and Alton Packaging; 86-73, Village of Pawnee.

These regulatory matters were discussed and held to October 9, 1986 for possible consideration: R85-20, New Source Review Rule; R86-28, RCRA Update.

Due to objections received a hearing was authorized in amended petition #86-125, City of Morris, by a vote of 6-0. Mr. Dumelle concurred. (JTM)

In new cases these actions were taken by a vote of 6-0:

##86-142, Village of Hanover Park v. EPA, additional information requested, **Order by Mr. Forcade**; 86-143, Frantz Manufacturing Company v. EPA, additional information requested, **Order by Mr. Dumelle**; 86-144, Illinois Department of Transportation, Dr. and Mrs. Yoonok Kim, **Chairman authorized to sign the permit document and to prepare an Order**; 86-145, Illinois Department of Transportation, Mr. Robert L. Epstein, **Chairman authorized to sign the permit document and to prepare an Order**; 86-147, Central Illinois Public Service Company v. EPA, hearing authorized, Mr. Dumelle concurred, **Order by Mr. Meyer**; 86-148, EPA v. Yale Polishers, hearing mandatory; 86-149, Laidlaw Waste Systems, Inc. v. McHenry County Board, the cross-petitions filed in this matter by Karen and Kenneth Burns and Jean-ette and Thomas Schober and Village of Algonquin and Village of Lake in the Hills may proceed under this docket number pursuant to the timetable established by the Hearing Officer consistent with the Board's scheduling Order of September 9, 1986, **Order by Mrs. Anderson**; 86-150, American Hoechst Corporation v. EPA, held for an Agency Recommendation; 86-151, Illinois Department of Transportation, Jay C. Nolan, **Chairman authorized to sign the permit document and to prepare an Order**; 86-152, Chanute Air Force Base v. EPA, additional information requested, **Order by Mr. Dumelle**; 86-153, Illinois Department of Transportation, City of Lake Forest, **Chairman authorized to sign permit document and to prepare an Order**; 86-154, Illinois Power Company v. EPA, hearing authorized, Mr. Dumelle concurred, **Order by Mr. Meyer**; 86-155, Village of Mount Morris v. EPA, provisional variance granted, **Opinion and Order by Mr. Dumelle**; 86-156, Bloomington and Normal Sanitary District v. EPA, provisional variance granted, **Opinion and Order by Mr. Dumelle**; R86-38, New Source Performance Standards, **Resolution and Order by Mr. Meyer**; R86-39, Agency Proposed Amendments to Parts 211 and 215, Synthetic Organic Chemical and Polymer Manufacturing, accepted for publication and hearing authorized; R86-40, Agency Proposed Amendments to Parts 211 and 215, Air Oxidation Processes in the Synthetic Organic Chemical Manufacturing Industry, accepted for publication and hearing authorized; R86-41, Village of Winnetka Site-Specific, accepted for publication and and 200-signature requirement waived.

Minutes of the September 11 and September 19, 1986 Board meetings were approved by a vote of 6-0.

The Board will hold a special Board meeting during the week of September 29, 1986 to consider the matter of R86-9, Hazardous Waste Prohibitions.

All other matters not disposed of as listed were ordered held to October 9, 1986 for possible consideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Minutes were approved this 9<sup>th</sup> day of October, 1986 by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
FINAL AGENDA  
SEPTEMBER 25, 1986 CHICAGO, ILLINOIS  
CONFERENCE ROOM 9-031

DECISIONS:

- 85-202 Metropolitan Sanitary District CSO, Interim Order  
(JD) \_\_\_\_\_
- \* 86-97 Village of Oak Brook (JM)(due) \_\_\_\_\_
- R85-11 East St. Louis Site-Specific (RF) \_\_\_\_\_
- R85-28 National Can Site-Specific (JTM) \_\_\_\_\_
- R85-33 Coke Plant Pushing and Charging (JTM) \_\_\_\_\_
- R86-9 Hazardous Waste Prohibitions (JD) \_\_\_\_\_

MOTIONS:

- 79-145 Celotex - motion to require Complainant to comply with 35 Ill. Adm. Code 101.106 (9/22), Complainant's opposition to Respondent's motion to require Complainant to comply with 35 Ill. Adm. Code 101.106 (9/23), Celotex motion for leave to file reply Instanter to Complainant's opposition to Respondent's motion to require Complainant to comply with 35 Ill. Adm. Code 101.106 (9/24) \_\_\_\_\_
- 86-10 Bravo-Ernst - motion for reconsideration (9/18)(BF) \_\_\_\_\_
- 86-108 Joliet Sand & Gravel - motion to Board for sanctions for failure of Complainant to comply with Hearing Officer Order (9/17), Complainant's opposition to Respondent's motion to Board for sanctions (9/23), Respondent's motion for leave to file reply Instanter to Complainant's Opposition to Respondent's motion to Board for sanctions (9/24) \_\_\_\_\_

\*INDICATES VARIANCE OR PERMIT APPEAL

**DISCUSSIONS: (Cont'd)**

- 85-129 Richard Termaat (JA) \_\_\_\_\_
- \* 86-12 Illinois Power (RF(due 10/9)) \_\_\_\_\_
- \* 86-71 Army Corps of Engineers and Alton Packaging (JM)(due 10/9)(JM) \_\_\_\_\_
- \* 86-73 Village of Pawnee (JTM)(due 10/9) \_\_\_\_\_
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**REGULATORY DISCUSSIONS:**

- R85-20 New Source Review Rule (JD) \_\_\_\_\_
- R86-28 RCRA Update (JA) \_\_\_\_\_
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**FUTURE REGULATORY DISCUSSIONS:**

- R82-27) Procedural Rules (BF)(October 9, 1986)  
R82-36)  
R83-37)
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**AMENDED PETITIONS:**

- 86-125 City of Morris (filed 9/17) \_\_\_\_\_
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**NEW CASES:**

- 86-142 Village of Hanover Park v. EPA (BF) \_\_\_\_\_
- 86-143 Frantz Manufacturing Company v. EPA \_\_\_\_\_
- 86-144 IDOT, Dr. and Mrs. Yoonok Kim (JD) \_\_\_\_\_
- 86-145 IDOT, Mr. Robert L. Epstein (JD) \_\_\_\_\_
- 86-147 Central Illinois Public Service Company v. EPA \_\_\_\_\_
- 86-148 EPA v. Yale Polishers \_\_\_\_\_
- 86-149 Laidlaw Waste Systems, Inc. (See Cross-Petitions filed by Karen and Kenneth Burns and Jean-ette and Thomas Schober (9/17); Village of Algonquin and Village of Lake in the Hills (9/17)) \_\_\_\_\_

**NEW CASES: (Cont'd)**

86-150 American Hoechst Corporation v. EPA \_\_\_\_\_

86-151 IDOT, Jay C. Nolan (JD) \_\_\_\_\_

86-152 Chanute Air Force Base v. EPA \_\_\_\_\_

86-153 IDOT, City of Lake Forest (JD) \_\_\_\_\_

86-154 Illinois Power Company v. EPA \_\_\_\_\_

R86-38 New Source Performance Standards (JTM) \_\_\_\_\_

R86-39 Agency Proposed Amendments to Parts 211 and 215,  
Synthetic Organic Chemical and Polymer  
Manufacturing \_\_\_\_\_

R86-40 Agency Proposed Amendments to Parts 211 and 215, Air  
Oxidation Processes in the Synthetic Organic Chemical  
Manufacturing Industry \_\_\_\_\_

R86- Village of Winnetka Site-Specific \_\_\_\_\_

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**MINUTES:**

September 11, 1986 \_\_\_\_\_

September 19, 1986 (Special Board Meeting) \_\_\_\_\_

PENDING CASES ASSIGNED:

80-21 Interstate Pollution Control (WN)  
81-144 Marathon (JD)  
81-151 Dean Foods (BF)  
82-101 Browning-Ferris (JD)  
82-144 City of Galena (JD)  
83-163 Larry Bittle (RF)  
84-93 S.C. Industries (BF)  
84-124 Overnite Trucking (BF)  
84-125 Clairmont Trucking (BF)  
84-161 L&S Industries (JD)  
\* 85-14 Electric Energy (JA)(open waiver)  
85-19 Monsanto (BF)  
\* 85-84 Illinois Power Company (JD)(due 11/6)  
85-173 Majestic Wood (JD)  
\* 85-179 Camsco Produce (JTM)(due 11/20)  
85-202 Metropolitan S.D. CSO (JD)  
85-208 North Shore S.D. CSO (BF)  
\* 85-209 Village of Carol Stream (RF)(due 1/22)  
85-218 City of Belleville CSO (JD)  
85-219 City of Watseka CSO (JD)  
85-222 S.D. of Elgin CSO (JTM)  
85-224 Aurora S.D. CSO (BF)  
86-1 City of Peru CSO (JTM)  
86-2 City of LaSalle CSO (JTM)  
86-3 City of Oglesby CSO (JA)  
86-6 City of Wood River CSO (JD)  
\* 86-9 Trilla Steel Drum (JM)(due 11/20)  
\* 86-91 Ekco Glaco Corporation (JM)(due 11/20)  
\* 86-109 Waste Management (JM)(due 11/20)