

ILLINOIS POLLUTION CONTROL BOARD

MINUTES OF REGULAR BOARD MEETING
DECEMBER 17, 1987 CHICAGO, ILLINOIS

All Board Members were present save for Mr. Nardulli.

An Opinion and Order was adopted in #84-119, Pow Wow Club, by a vote of 5-1. J. Theodore Meyer dissented. (JD)

An Order was adopted in #85-170, Illinois Power Company, by a vote of 6-0. (JM)

An Opinion and Order was adopted in #86-224, General Tire, by a vote of 5-1. J. Dumelle dissented and J. Marlin concurred. (BF)

An Opinion and Order was adopted in #87-41, Ekco Glaco, by a vote of 4-2. Messrs. J. Dumelle and J. Theodore Meyer dissented and R. Flemal concurred. (BF)

An Opinion and Order was adopted in #87-75, Waste Management, by a vote of 4-2. J. Anderson and J. Theodore Meyer dissented and J. Marlin concurred. (RF)

Board Member J. Marlin presented a draft Opinion and Order in #87-89, Cargill, Inc.. Motion to amend by R. Flemal and seconded by J. Dumelle carried by a 4-1 vote with J. Dumelle, J. Anderson, R. Flemal and B. Forcade for and J. Marlin against. J. Theodore Meyer did not vote. An Opinion and Order was then adopted by a vote of 5-1. J. Theodore Meyer dissented. (JM)

A hearing was authorized in #87-191, Moss-American Corporation and Kerr-McGee, by a vote of 6-0.

A Supplemental Opinion and Order was adopted in #AC 87-6, James Pressnall, by a vote of 5-1. B. Forcade dissented. (JM)

A Proposed Rule, Fourth First Notice, Proposed Opinion and Order was adopted in R82-1(B), Opacity, by a vote of 6-0. (JD)

An Order was adopted in R84-43, Non-Hazardous Special Waste Manifests, by a vote of 6-0. (JD)

Orders were adopted in these Administrative Citations by a vote of 6-0: ##87-102, Pekin Metro Landfill; 87-103, Gerald Cannon.

Agency motion to withdraw was granted in #AC 87-16, Michael McCloughan, by a vote of 6-0. (JD)

Motions to vacate an August 14, 1986 Order accepting the settlement agreement and to dismiss North Hills Mutual Sewer Association were granted and motion to reinstate cause was denied

in #78-139, Vickery Manor, by a vote of 5-1. J. Anderson dissented. (BF)

Motion to withdraw motion for leave to file Supplemental Complaint was granted in #83-5, City of Salem, by a vote of 6-0. (JA)

Intervenor's motion to amend the Complaint in #86-181, Village of Riverside, was referred to the Hearing Officer for disposition.

Motion to consolidate the record of #87-29, John Ash, into #87-173, John Ash, was granted by a vote of 5-1. J. Anderson dissented. (RF)

Joint motion to amend the Proposal of the Illinois Environmental Regulatory Group in R86-9(B), Hazardous Waste Prohibitions, will be taken with the proceeding in chief.

Agency motion to consolidate was denied in R87-34, City of Rock Island, by a vote of 6-0. (JA)

Agency motion to consolidate was denied in R87-35, City of East Moline, by a vote of 6-0. (JA)

These cases were discussed and held to January 7, 1988 for possible consideration: #85-190, Sours Grain; 87-133, McLean County Disposal; 87-147, Del Monte Corporation.

These regulatory matters were discussed and held to December 22, 1987 for possible consideration: R82-14, RACT III, Fasteners; R86-37, Definition of VOM; R87-27, Chicago Canal System.

This regulatory matter was discussed and held to January 7, 1988 for possible consideration: R85-14, Public Water Supplies Amendments.

In new cases these actions were taken by a vote of 6-0: #87-194, Transcraft Corporation v. EPA, additional information requested, **Order by J. Dumelle**; 87-195, John Stark v. Cook County Board of Commissioners and Northwest Municipal Conference, proceedings dismissed, **Order by J. Theodore Meyer**; 87-196, Monsanto Company v. EPA, additional information requested, **Order by J. Anderson**; 87-197, Illinois Department of Transportation, Chicago Park District, **docket opened to allow the Board additional time to review project**; 87-198, County of Lake v. EPA, Vernon Hills Public Water Supply System added to case caption and held for an Agency Recommendation; 87-199, USI Chemicals Company (Tuscola Plant TWR Unit) v. EPA, hearing authorized, **Order by B. Forcade**; 87-200, Jefferson Smurfit Corporation v. EPA, provisional variance granted, **Opinion and Order by J. Dumelle**.

These Administrative Citations will be set for hearing: #87-107, C.B. Roofing Company; 87-108, Thomas Rosenquist.

These Administrative Citations were received by the Board:
##87-117, Freeport/Municipal Landfill #4; 87-118, Casey Municipal
#2; 87-119, Stanley Nord; 87-120, Upper Rock Island County
Landfill, Inc.; 87-121, LeRoy Brown and Son, Inc.

Minutes of the December 3, 1987 Board Meeting were approved by a
vote of 6-0.

All other matters not disposed of as listed were ordered held to
January 7, 1988 for possible consideration.

The Board will hold a Special meeting on Tuesday, December 22,
1987 at 11:00 a.m. in Room 11-512.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control
Board, hereby certify that the above Minutes were approved this
7th day of January, 1988 by a vote of 6-0.

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

ILLINOIS POLLUTION CONTROL BOARD
FINAL AGENDA
DECEMBER 17, 1987 CHICAGO, ILLINOIS
CONFERENCE ROOM 9-040
10:30 A.M.

DECISIONS:

- 84-119 Pow Wow Club (JD)_____
- * 85-154 Modine Manufacturing (RF)(open waiver)_____
- * 85-170 Illinois Power Company, Order (JM)(due 12/31)

- * 86-224 General Tire (BF)(due)_____
- * 87-41 Ekco Glaco (BF)(due)_____
- * 87-75 Waste Management (RF)(due 12/23)_____
- * 87-89 Cargill, Inc. (JM)(due)_____
- ** 87-6 James Pressnall (JM)_____
- R82-1 Opacity, Proposed Rule, First Notice, Opinion and Order
(B) (JD)_____
- R84-43 Non-Hazardous Special Waste Manifests, Possible
dismissal Order for this docket (JD)_____

AC DECISIONS:

- 87-102 Pekin Metro Landfill_____
- 87-103 Gerald Cannon_____

AC MOTIONS:

- 87-16 Michael McCloughan - Agency motion to withdraw (12/10)

*INDICATES VARIANCE OR PERMIT APPEAL
**INDICATES ADMINISTRATIVE CITATION APPEAL

MOTIONS:

- 78-139 Vickery Manor - motion to vacate dismissal, reinstate cause, and to dismiss North Hills Mutual Sewer Association (12/3) _____
- 83-5 City of Salem - motion for leave to file Supplemental Complaint (11/23), response (12/15) _____
- 86-181 Village of Riverside - Intervenor's motion to amend Complaint (12/11) _____
- 87-34 A.R. F. Landfill - Respondent's motion to dismiss siting application appeal (12/7)(JM) _____
- 87-173 John Ash - motion to consolidate the record of PCB 87-29 into PCB 87-173 (12/8)(RF) _____
- R86-9 Hazardous Waste Prohibitios - joint motion to amend the Proposal of the Illinois Environmental Regulatory Group (12/14)(JD) _____
- R87-34 City of Rock Island - Agency motion to consolidate (11/12), response in opposition to motion to consolidate (12/11)(JA) _____
- R87-35 City of East Moline - Agency motion to consolidate (11/12), response in opposition to motion to consolidate (12/11)(JA) _____

DISCUSSIONS:

- * 85-190 Sours Grain (JD)(open waiver) _____
- * 87-133 McLean County Disposal (due 1/7)(JD) _____
- * 87-147 Del Monte Corp. (See also motion for expedited review (12/14))(RF)(due 1/21) _____

REGULATORY DISCUSSIONS:

- R82-14 RACT III, Fasteners (BF) _____
- R85-14 Public Water Supplies Amendments (JA) _____
- R86-36 Definition of VOM, Final Rule (JD) _____
- R87-27 Chicago Canal System, Proposed Rule, First Notice (RF) _____

NEW CASES:

- 87-191 Lefton Iron and Metal, Inc. and Lefton Land and
Development Company, Inc. v. Moss American Corporation
and Kerr-McGee Chemical Corporation (11:00 a.m.)

- 87-194 Transcraft Corporation v. EPA _____
- 87-195 John Stark v. Cook County Board of Commissioners and
Northwest Municipal Conference _____
- 87-196 Monsanto Company v. EPA _____
- 87-197 IDOT, Chicago Park District _____
- 87-198 County of Lake v. EPA _____
- 87-199 USI Chemicals Company (Tuscola Plant TWR Unit) v. EPA

- 87-200 Jefferson Smurfit Corporation v. EPA (Provisional
Variance) _____

AC APPEALS:

- 87-107 C. B. Roofing Company _____
- 87-108 Thomas Rosenquist _____

NEW AC CASES:

- 87-117 Freeport/Municipal Landfill #4 _____
- 87-118 Casey Municipal #2 _____
- 87-119 Stanley Nord _____
- 87-120 Upper Rock Island County Landfill, Inc. _____
- 87-121 LeRoy Brown and Son, Inc. _____

MINUTES:

December 3, 1987 _____

SPECIAL BOARD MEETING:

December 22, 1987 (11:00 a.m., Pollution Control Board
Conference Room)

PENDING CASES ASSIGNED:

81-151 Dean Food (BF)
* 83-49 Alton Packaging (RF)(open waiver)
* 83-55 Alton Packaging (RF)(open waiver)
84-64 Rodger Diamond (BF)
84-83 Russell Perkinson (JM)
84-93 S.C. Industries (BF)
84-124 Overnite Trucking (BF)
85-18 Concentrate Corporation (JD)
85-19 Monsanto (BF)
* 85-95 Citizens Utilities (Remand)(JTM)(open waiver)
85-136 Navem Patel (BF)
85-137 Fred Jurcak (Remand)(JD)(open waiver)
* 85-140 Citizens Utilities (JTM)(open waiver)
* 85-166 Citizens Utilities (JTM)(open waiver)
* 85-179 Camsco Produce Company (JTM)(due 1/21)
* 85-203 City of Farmington (JD)(open waiver)
* 85-209 Village of Carol Stream (RF)(due 4/21)
85-213 Village of Western Springs (BF)
85-224 Aurora S.D. CSO (BF)
86-4 City of Morris, CSO (JD)
86-27 Modine Manufacturing (RF)
* 86-150 American Hoechst (JM)(open waiver)
86-161 Elizabeth Street Foundry (JD)
* 86-174 IBP, Inc. (JM)(open waiver)
* 86-185 Citizens Utilities (JA)(due 2/4)
* 86-187 The New Jersey Zinc (JD)(open waiver)
86-193 City of Freeport (JM)
* 86-218 City of East Moline (JD)(open waiver)
* 87-7 Pearson Industries (BF)(open waiver)
87-10 Island Lake Water Company (JM)
* 87-15 Honeywell, Inc. (BF)(due 2/4)
87-17 Citizens Utilities Company (BF)
87-19 Tammsco, Inc. (JD)
** 87-25 County of Whiteside (MN)
* 87-50 Pike County Sand & Gravel (JA)(due 2/4)
* 87-56 Mt. Vernon Association (JA)(due 1/21)
* 87-69 Village of Romeoville (JTM)(due 2/25)
87-71 City of Dixon CSO (JM)
* 87-76 Gertrude Guerrettaz (BF)(due 1/21)
* 87-107 Lake County Public Works (JTM)(due 3/10)
* 87-111 Howard Spurgeon (JM)(due 2/4)
* 87-114 Village of Willowbrook (JA)(due 2/4)
* 87-116 Industrial Services (JA)(due 1/21)
* 87-127 City of East Moline (BF)(due 1/21)
* 87-128 City of East Moline (JA)(due 1/21)
* 87-157 Frantz Manufacturing (JTM)(due 3/24)
* 87-173 John Ash (RF)(due 3/10)