

ILLINOIS POLLUTION CONTROL BOARD
August 23, 1979

ENVIRONMENTAL PROTECTION AGENCY,)
)
 Complainant,)
)
 v.) PCB 78-193
)
 VALLEY VIEW PUBLIC SCHOOLS)
 COMMUNITY UNIT DISTRICT 365U)
 and CAPITAL DEVELOPMENT BOARD OF)
 THE STATE OF ILLINOIS,)
)
 Respondents.)

INTERIM ORDER OF THE BOARD (by Mr. Goodman):

On July 31, 1979 the Hearing Officer, Richard T. Sikes, submitted a Report of Proceedings which took place on July 24, 1979 in Romeoville, Illinois without a court reporter present.

Section 32 of the Illinois Environmental Protection Act and the Board's Procedural Rule 328 clearly establish that the Board must provide a court reporter to transcribe the entire hearing and must file a complete transcript as part of the record for public inspection. Because there is no provision for waiver of this requirement, the Board must remand this case to the Hearing Officer for the scheduling of another hearing.

Receipt of the Stipulation and Proposal for Settlement and any public comment shall be recorded in the transcript.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 23rd day of August, 1979 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board