

ILLINOIS POLLUTION CONTROL BOARD
June 28, 1971

CITY OF ROCHELLE)

v.)

ENVIRONMENTAL PROTECTION AGENCY)

71-143

Opinion and Order of the Board (by Mr. Currie):

The City seeks permission to open burn trees. There is no allegation that the trees are infected with disease; there is only the bare conclusion that alternative disposal methods would impose a "financial hardship"; there is no allegation that methods of reducing smoke such as an air-curtain destructor were explored; there is no statement at all as to the possible effect of the proposed burning on people living or working near the site, or even whether there are such people.

The petition is dismissed as insufficient. City of Jacksonville v. EPA, # 70-30 (Jan. 27, 1971).

We shall soon publish a revised set of open-burning regulations which may make different provision for tree burning. Today's dismissal is without prejudice to any action that may be taken by the City under the new regulations.

I, Regina E. Ryan, Clerk of the Pollution Control Board, certify that the Board adopted the above Opinion and Order this 28 of June, 1971.

