

ILLINOIS POLLUTION CONTROL BOARD  
December 2, 1982

UNION OIL COMPANY OF CALIFORNIA, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 82-87  
 )  
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 ) Respondent. )


ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board upon a November 5, 1982 motion for reconsideration filed by Union Oil Company of California. Union Oil objects to Condition 5 of the Board's October 5, 1982 Opinion and Order in this matter which requires aeration of Union's discharge or instream aeration to offset dissolved oxygen depletion caused by its ammonia nitrogen discharge. Union argues that the condition is discriminatory, unreasonable and unsupported by the record. The Board hereby grants reconsideration.

The Illinois Environmental Protection Agency did not discuss the possibility of aeration in its recommendation nor did it respond to Union's motion. Such information would have been useful to the Board and is clearly appropriate in a proceeding such as this. However, since no such information is in the record in this matter, the Board hereby modifies its October 5, 1982 Order by deleting Condition 5.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 2<sup>ND</sup> day of December, 1982 by a vote of 7-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board