

ILLINOIS POLLUTION CONTROL BOARD
April 24, 1986

IN THE MATTER OF:)
)
APPLICATION FOR LAKE MICHIGAN) PCB 86-60
PERMIT NO. 187 LM FOR)
THE CITY OF LAKE FOREST)

CONCURRING OPINION (by J. D. Dumelle):

My reasons for concurring in this proceeding are the extreme haste in which the decision was reached and the expressed concern about erosion of the bluffs.

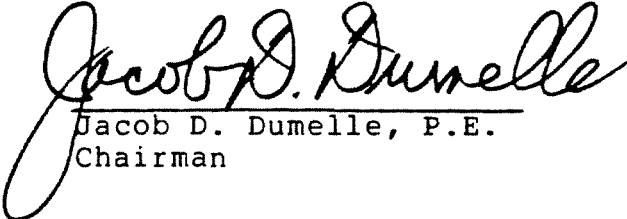
The instant case was filed with the Board on April 22. I was in Springfield, Illinois for a long scheduled opening talk at a professional conference. Consequently I had only April 23 to look at the materials along with all other late filings for the Board meeting of April 24.

The Pollution Control Board's long-standing practice of discussion of a case at a Board meeting and decision two weeks later is a good one. It could not be followed here because of the bond sale scheduled for May 5 by the City of Lake Forest.

Concerned citizens had two professional oceanographers scheduled to inspect the shoreline April 26-27. Their reports would have been of great interest to me. I voted for the amendment to hold the matter for those and other comments but it lost on a 3-3 vote.

I do not agree with the majority that the Board does not have authority over projects which may increase erosion. Increased erosion means that shoreline bluffs will collapse into Lake Michigan. These bluffs contain soil which the Board itself would not allow as fill. Why then should the Board not be concerned about increased and perhaps avoidable erosion?

Having lost the attempt to gain more time for consideration I concurred in the issuance of the permit. The City of Lake Forest has committed itself to shore monitoring and to mitigation measures, if necessary. It has competent consultants. The concerned citizens also have adequate technical assistance. The final outcome should be acceptable to all while protecting Lake Michigan.



Jacob D. Dumelle, P.E.
Chairman

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was filed on the 8th day of May 1986.

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