

ILLINOIS POLLUTION CONTROL BOARD
July 26, 1983

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Petitioner,)	
)	
v.)	PCB 71-323
)	
AYRSHIRE COAL COMPANY, a division of)	
AMERICAN METAL CLIMAX, Inc., and)	
AMERICAN METAL CLIMAX Inc.,)	
a Corporation,)	
Respondent.)	

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

This matter comes before the Board upon a July 8, 1983 petition for release from bond filed by the AMAX Coal Company and a July 18, 1983 motion in support of that petition filed by the Illinois Environmental Protection Agency (Agency).

On April 25, 1972 the Board entered an order in this matter which required Ayrshire Coal Company, a predecessor of AMAX, to post a performance bond in an amount equal to the cost of the ordered abatement plan. Such bond was posted prior to June 1, 1972. AMAX alleges, and the Agency agrees, that the abatement plan has now been completed to the satisfaction of the Agency, and both request that the bond be released.

The Board finds that the abatement plan has been satisfactorily completed and that the bond is no longer necessary. The Board, therefore, orders the bond released.

AMAX also alleges, again with Agency concurrence, that it has become necessary to transfer a portion of the drainage from its pollution control system from its original location and requests that the Agency be ordered to modify its NPDES permit to reflect that change.

Again, the Board agrees and orders the Agency to modify NPDES Permit No. IL0047945 to relocate the discharge permit in the D-2 drainage system to the outfall of the No. 4 coal pit.

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 26th day of July, 1983 by a vote of 5-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board