

ILLINOIS POLLUTION CONTROL BOARD

October 4, 2001

VILLAGE OF ROUND LAKE PARK,)	
)	
Petitioner,)	
)	
v.)	PCB 02-40
)	(Variance – Water)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by R.C. Flemal):

On September 20, 2001, petitioner filed a petition for variance (petition) and a motion for leave to file an exhibit relevant to the variance at a later date (motion). On October 1, 2001, the Illinois Environmental Protection Agency (Agency) filed a response to the motion. For the reasons that follow, petitioner's motion is granted.

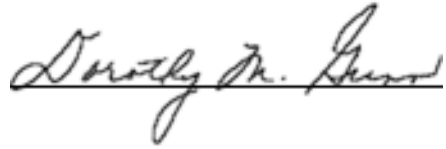
Pursuant to 35 Ill. Adm. Code 101.302(h), all documents must be filed with a signed original and nine duplicate copies. Additionally, for variance cases, petitioner must serve one copy of the petition and all related documents on the Agency. *See* 35 Ill. Adm. Code 104.202(c)(1). Petitioner requests permission to file one hard copy of the facility plan, Exhibit A, with the Board, and file eight additional copies as well as the Agency copy, on CD-ROM media in Acrobat Reader (PDF) format. Mot. at 2. Petitioner's counsel sent the only copy of the facility plan to a copying service for duplication. Mot. at 2. Petitioner states that making nine hard copies would cost approximately \$1000. Mot. at 2. Converting the hard copy to CD-ROM would cost approximately \$150. Mot. at 2.

The Agency does not object to the motion, if petitioner provides adequate image quality control in the CD-ROM media. Resp. at 3.

The Board grants petitioner's request to file the facility plan at a later date. However, the Board instructs petitioner to file two hard copies with the Board, and the remaining eight copies may be filed in CD-ROM media. The Board grants petitioner's request to file a copy of the facility plan in CD-ROM media with the Agency. Until the facility plan is filed with the Board, the Board will not consider the variance properly filed for purposes of calculating the decision deadline pursuant to 35 Ill. Adm. Code 104.232, and calculating the Agency recommendation due date pursuant to 35 Ill. Adm. Code 104.216.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on October 4, 2001, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a solid horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board