

ILLINOIS POLLUTION CONTROL BOARD

April 4, 2002

THE ENSIGN-BICKFORD COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 02-159
)	(Variance - Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by N.J. Melas):

On March 28, 2002, petitioner the Ensign-Bickford Company (EBCO) filed a variance for its explosive products manufacturing facility in Wolf Lake, Union County. EBCO requests that the Board grant it a variance from the Board's regulation at 35 Ill. Adm. Code 237.103 and allow it to open burn of explosive waste, to open burn potentially-explosive contaminated waste, and to flash equipment potentially containing residues of potentially-explosive materials. EBCO is requesting that the variance last until the earliest of either: (1) the Board's grant of EBCO's petition for an adjusted standard in docket AS 00-5, which is still pending; (2) one year after the Board denies EBCO's adjusted standard petition in docket AS 00-5, or (3) five years from the date of issuance of the instant variance.

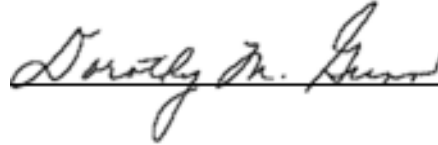
Petitioner has waived its right to a hearing in this matter pursuant to the Board regulation at 35 Ill. Adm. Code 104.204(n).

The Board will proceed to decision after receipt of the Illinois Environmental Protection Agency's (Agency) recommendation. Unless otherwise ordered by the hearing officer, the Agency's deadline to file the recommendation is May 6, 2002, 45 days after the filing of the petition. *See* 35 Ill. Adm. Code 104.216(b).

Unless the exceptions at 35 Ill. Adm. Code 104.232(a) apply, the Board's decision in this matter is due 120 days after the petition is filed which is July 20, 2002. *See* 415 ILCS 5/38(a) (2000). The Board meeting immediately preceding the deadline is July 11, 2002.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 4, 2002, by a vote of 6-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board