

ILLINOIS POLLUTION CONTROL BOARD
January 20, 2000

| | | |
|------------------------|---|--------------------|
| THREE COUNTY PUBLIC |) | |
| WATER DISTRICT, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 00-114 |
| |) | (Variance - Water) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

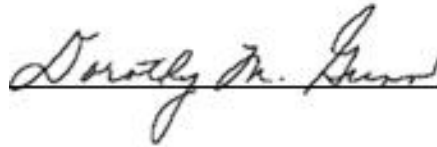
ORDER OF THE BOARD (by R.C. Flemal):

On January 4, 2000, petitioner filed for variance from 35 Ill. Adm. Code 602.106(a). The petition does not comply with 35 Ill. Adm. Code 104.122, because it fails to address whether the Board may grant the variance consistent with federal law. Furthermore, the petition does not comply with 35 Ill. Adm. Code 104.124, because it does not contain a request for hearing, or a statement waiving hearing, accompanied by affidavits or other proof in support of the material facts alleged in the petition.

If petitioner fails to file an amended petition within 45 days which cures these deficiencies, the petition may be subject to dismissal.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 20th day of January 2000 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board