

ILLINOIS POLLUTION CONTROL BOARD  
September 9, 1993

KNAPHEIDE MFG. CO., )  
 )  
Petitioner, )  
 )  
v. ) PCB 93-169  
 ) (Variance)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by C.A. Manning):

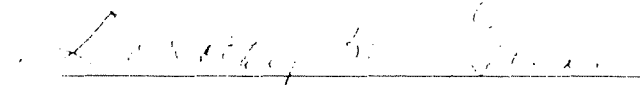
On September 8, 1993, the Knapheide Mfg. Co ("Knapheide") filed a petition for variance for its facility located in Quincy, Illinois. The Knapheide Company has recently received a provisional variance from the Board in PCB 93-141, July 29, 1993, to allow it to move its operations from Missouri due to the Mississippi flooding to Illinois. The Board in its opinion agreed to expedite this proceeding.

Although the Board will expedite this matter, the petition is deficient in that it fails to provide the supporting affidavit as required pursuant to 35 Ill. Adm. Code 104.124. In addition, the Board directs petitioners to address whether a hearing is necessary in order to fulfill State Implementation Plan requirements. Also, the information provided in the petition concerning the economic hardship and compliance costs needs to be more specific as required by 35 Ill. Adm. Code 104.121 (e) and (f).

Unless an amended petition is filed within 45 days of the date of this order, curing the above-noted defect(s), this matter will be subject to dismissal. The Board notes that for purposes of calculation of the decision deadline pursuant to Section 38 of the Act, the filing of an amended petition will restart the Board's 120 day deadline.

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 9th day of September, 1993, by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board