

ILLINOIS POLLUTION CONTROL BOARD
December 20, 1990

IN THE MATTER OF:)
)
PETITION OF OLIN CORPORATION) AS 90-8
for an Adjusted Standard from) (Adjusted Standard)
35 Ill. Admin. Code 724 and 725)
(related to Closure and Post)
Closure of RCRA Regulated)
Surface Impoundments))

ORDER OF THE BOARD (by J. Anderson):

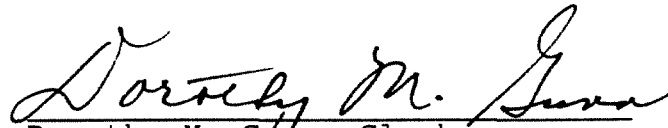
This petition filed November 20, 1990, seeks an adjusted standard pursuant to, alternatively, 35 Ill. Adm. Code 724.213(e) or 725.213(e) of the Board's RCRA rules as they relate to future operation and ultimate closure of an emergency holding lagoon. The petition was accompanied by a motion for leave to file a single copy of voluminous technical documents. The motion is hereby granted.

The Board notes that Olin filed proof of publication on December 19 pursuant to 35 Ill. Adm. Code 106.712, and that Olin has requested a hearing in this matter, although it believes that various issues can be resolved by negotiation with the Agency. The Board further notes that, pursuant to 35 Ill. Adm. Code 106.714, the Agency filed a response to the petition. Among other things, the response requests that the Board rule on the petition and states that the Agency does not oppose the granting of an adjusted standard. The Agency does not, however, state what terms and conditions any adjusted standard should contain.

Under these circumstances, the Board cannot rule on the petition until a hearing has been held, and declines to rule on the petition until receipt of a more detailed response from the Agency. The Board accordingly requests that the Agency file an amended response in this matter on or before February 1, 1991. This matter will not be scheduled for hearing until after such response is received.

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 December, 1990, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board