

ILLINOIS POLLUTION CONTROL BOARD
July 3, 1990

MODINE MANUFACTURING COMPANY, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 88-25 (Variance)
)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

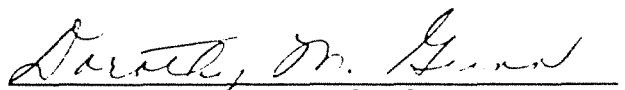
ORDER OF THE BOARD (by J. Anderson):

On May 24, 1990, the Board issued a final order in R87-36, granting site-specific relief to Modine Manufacturing Company, Inc. ("Modine"). In the order, the Board adopted site-specific effluent standards for two parameters, five-day biochemical oxygen demand and total suspended solids, as well as a site-specific water quality standard for fluoride.

On June 7, 1990, the Board issued an order in PCB 86-124 (permit appeal), directing Modine to file a response regarding whether the issues in the permit proceeding were moot as a result of the Board's determination in R87-36. On June 29, 1990, Modine filed its response to the Board order and a Motion for Remand. Although both filings stated that the Agency was reconsidering the permit in light of the grant of site-specific relief, there was only a brief mention of the fact that this variance case was pending before the Board. The Board notes, however, that the limits proposed in the instant case are, in large part, the limits sought in the site-specific proceeding. As a result, Modine may have to redefine the scope of the requested relief in this case in light of the Board's opinion and order in R87-36. Thus, the Board hereby directs Modine to inform us of what effect, if any, our determination in R87-36 has on the scope of the relief requested in this proceeding. Modine's response should be filed on or before July 27, 1990.

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 3rd day of July, 1990, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board