

ILLINOIS POLLUTION CONTROL BOARD  
June 22, 1989

IBP, INC., )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 86-174  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD BY (J.D. Dumelle):

This matter comes before the Board upon a June 13, 1989 motion for extension of completion schedule and variance filed by IBP, Inc. (IBP). IBP states that the up-grading of its facility, which has previously been addressed in this docket by Orders of February 25, 1988 and November 29, 1989, has been further delayed by factors beyond its control including, but not limited to:

1. Necessary equipment (pumps) for the facilities upgrade have not yet been delivered even though contracted for delivery on April 28, 1989. The pump manufacturer currently estimates earliest shipment date of this necessary equipment between June 15 and July 7, 1989.
2. It will be impossible for Petitioner to complete construction of the upgraded facilities prior to June 30, 1989 without said equipment. Petitioner has investigated purchase of equivalent equipment from other sources but can not achieve delivery from any supplier prior to June 30, 1989, due to the specialized nature of the equipment.

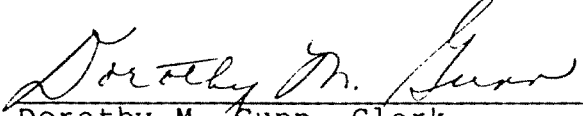
As a result, IBP requests that the Board extend the compliance schedule contained in the Board's Orders of February 25, 1988 and November 29, 1988 until August 15, 1989.

On June 14, 1989, the Illinois Environmental Protection Agency (Agency) filed a response to IBP's motion. The Agency states that it does not object to the extension of the compliance date to August 15, 1989 as it appears that the delay is caused by circumstances beyond the control of IBP.

IBP's motion is hereby granted to August 15, 1989.

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 22<sup>nd</sup> day of June, 1989 by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board