

ILLINOIS POLLUTION CONTROL BOARD
April 1, 1987

TRILLA STEEL DRUM CORPORATION,)
)
 Petitioner,)
)
 v.) PCB 86-9
)
ENVIRONMENTAL PROTECTION)
AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Marlin):

In its February 5, 1987 Opinion and Order granting variance, the Board specified in the last paragraph in its Order that within 45 days, petitioner was to execute a Certificate of Acceptance in the following form:

"I, (We) ... having read the Order of the Illinois Pollution Control Board ... understand and accept the said Order, realizing that such acceptance renders all terms and conditions thereto binding and enforceable."

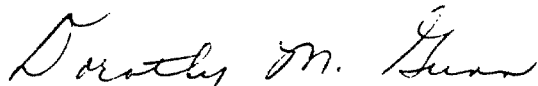
On March 26, 1987, Trilla submitted a certification stating that it:

"hereby accepts and agrees to be bound, to the extent it is possible for the company to comply, by all terms and conditions of the Order of the Pollution Control Board".

This conditional certification is unacceptable. Trilla's only options are 1) to accept the variance and execute the certificate in the form specified, 2) to reject the variance and decline to execute the certificate, or 3) to move the Board for reconsideration of any provision which it finds unacceptable, and then to exercise option 1) or option 2) in light of the Board's ruling upon reconsideration. Trilla is hereby given leave to make an appropriate filing consistent with this Order on or before April 15, 1987.

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 1st day of April, 1987 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board