

ILLINOIS POLLUTION CONTROL BOARD  
September 5, 1985

HANLEY INDUSTRIES, INC., )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 85-125  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by J. Anderson):

On August 23, 1985, Hanley filed an amendment to its August 20 variance petition, requesting a hearing. This amendment does not address the other informational deficiencies noted by the Board in its August 21 Order, as it does not:

- a) specify the procedures to be used during burns, such as operating protocol, safety and emergency procedures, and atmospheric conditions during which burns would be conducted;
- b) contain details concerning the costs and availability of alternative disposal options;
- c) contain a compliance plan other than an indicated intent to ask for an extension of variance next year. The Environmental Protection Act contemplates that variance will lead to compliance; if Hanley wishes to continue open burning through the indefinite future, a petition for site-specific rule change might be the more appropriate procedural mechanism.

By the terms of the August 21 Order, if an amended petition curing these deficiencies is not filed on or before October 7, 1985, this petition will be subject to dismissal. Hearing will not be scheduled in this matter until the Board receives an amended petition.

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 5<sup>th</sup> day of September, 1985, by a vote of 7-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board