

ILLINOIS POLLUTION CONTROL BOARD
April 7, 1983

NORRIS CITY SANITARY DISTRICT)
and LAMPLIGHT MANOR)
APARTMENT COMPLEX,)
)
Petitioners,)
)
v.) PCB 83-42
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)


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

On March 30, 1983 the Norris City Sanitary District and Lamplight Manor Apartment Complex filed a petition for variance from, apparently, the Board's October 14, 1982 Order in a related matter (PCB 81-187). That petition is deficient in that it purports to waive hearing but fails to include an affidavit in support of the material facts alleged as required by 35 Ill. Adm. Code 104.124. Further, the relief requested is "that the construction of the twenty unit apartment complex be allowed to begin." However, in the October 14, 1982 Order these same petitioners were granted variance to allow such construction to begin although it precluded connection until the Norris City sewage treatment plant had been upgraded. Therefore, the Board is uncertain as to what relief is requested.

Unless an amended petition is filed curing the above-noted defects within 45 days of the date of this Order, the petition will be subject to dismissal.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 7th day of April, 1983 by a vote of 5-0.



Christan L. Moffett Clerk
Illinois Pollution Control Board