

ILLINOIS POLLUTION CONTROL BOARD
October 27, 1982

J.L. CLARK MANUFACTURING CO.,)
)
) Petitioner,)
)
) v.) PCB 82-125
)
) ILLINOIS ENVIRONMENTAL PROTECTION)
) AGENCY,)
)
) Respondent.)

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

On October 15, 1982 J.L. Clark filed a petition for variance from Rule 205(n)(1) of Chapter 2: Air Pollution. That petition was filed in accordance with the Illinois Environmental Protection Agency's (Agency's) form APC-167 which the Board had hoped was no longer in use since it is considerably outdated. As a result, the petition is deficient in several respects.


First, hearing was neither waived nor requested as required by Procedural Rule Section 104.124. However, since the relief requested will require a revision of the State Implementation Plan under the Clean Air Act; the Board will order a hearing held on its own motion.

Second, there is no discussion of the environmental impact [Section 104.121(g)], and other information required by Section 104.121 could be presented in greater detail, especially alternatives for achieving compliance, compliance costs and a compliance plan.

Unless an amended petition is filed within 45 days of the date of this Order, curing the above-noted defects, this 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 27th day of October, 1982 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board