

ILLINOIS POLLUTION CONTROL BOARD
April 26, 1979

BORDEN CHEMICAL COMPANY,)
)
) Petitioner,)
)
) v.) PCB 78-269
)
 ENVIRONMENTAL PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by Dr. Satchell):

This matter comes before the Board upon a motion filed by the Environmental Protection Agency (Agency) on April 9, 1979. Petitioner, Borden Chemical Company (Borden) filed a response to the Agency's recommendation on its variance petition. Borden's response requested relief which the Agency alleged differed from that in its petition. In this motion the Agency asks that the response be deemed an amended petition and that it be afforded an opportunity to file an amended recommendation.

The motion is granted. The Response is deemed an amended petition and the 90 day statutory period shall commence as of the date of its filing. Borden shall have seven days after the filing of the amended recommendation in which it may file an amended response.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 26th day of April, 1979 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board