

ILLINOIS POLLUTION CONTROL BOARD
March 28, 1977

CITY OF TROY,)	
)	
Petitioner,)	
)	
v.)	PCB 76-276
)	
ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

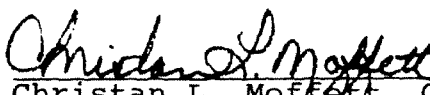
ORDER OF THE BOARD (by Mr. Zeitlin):

The Board finds that the "Minutes" of a hearing held on January 26, 1977, in this matter, are inadequate under Procedural Rule 412(a). The Hearing Officer was without authority to waive the requirements of that Rule. No petition for relief under Rule 412(b) having been filed with the Board, the matter is remanded to the Hearing Officer for a hearing which complies with Rule 412. Such hearing will be held so as to leave sufficient time for review of the transcript.

In the alternative, Petitioner may file an appropriate Motion for decisions without hearing with the concurrence of all parties (including any objectors). Any such Motion must be timely filed.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 28th day of March, 1977, by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board