

ILLINOIS POLLUTION CONTROL BOARD
March 28, 1977

B.F. GOODRICH CHEMICAL COMPANY,)
)
) Petitioner,)
)
)
) v.) PCB 77-9
)
)
) ENVIRONMENTAL PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by Mr. Goodman):

On March 14, 1977 Petitioner herein filed its Motion for Clarification of Board Order requesting clarification of the Board Order issued herein on March 3, 1977.

On March 3, 1977 the Board, upon consideration of what Petitioner purports is an Alternative Petition for Permit Denial Appeal and for Variance, found that consideration of both petitions in one action would be incongruent due to the completely different subject matter and burden of proof in these two actions. Rather than reject the Petition as a whole, the Board, on its own Motion, construed this submission as a Petition for Variance and so stated in its Order of March 3, 1977. At this time, Petitioner has a Petition for Variance before the Board numbered PCB 77-9. If it desires to pursue a permit denial appeal before this Board, it must do so in a separate Petition.

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