



Petitioner at the hearing in support of their allegation of financial hardship, but this fact by itself, is not sufficient for the Board to grant a variance. The Board finds from the evidence presented that Petitioner, in addition to the failure to provide for a compliance plan and schedule for an eventual compliance with the Regulations, has not fully investigated potential sources of capital which would allow them to purchase the necessary abatement equipment.

The Board will therefore grant the Agency's September 22, 1975, Motion to Dismiss and orders the Petition for Variance dismissed without prejudice as inadequate.

This Opinion constitutes the Board's findings of fact and conclusions of law in this matter.

ORDER

It is the Order of the Pollution Control Board that American Foundry and Manufacturing Company's Petition for variance be, and is, hereby, dismissed without prejudice.

IT IS SO ORDERED.

Mr. Dumelle and Mr. Young concurs.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 8<sup>th</sup> day of April, 1976 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board