

ILLINOIS POLLUTION CONTROL BOARD
March 25, 1976

OTTAWA SILICA COMPANY,)
Ottawa Division,)
)
Petitioner,)
)
)
v.) PCB 76-17
)
)
ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by Mr. Goodman):

This matter comes before the Pollution Control Board (Board) upon the January 21, 1976, Petition of Ottawa Silica Company for variance from Rule 203(g)(1)(B) of the Air Regulations for its Ottawa, Illinois, plant. As the Illinois Supreme Court vacated Rule 203(g)(1) on January 20, 1976, in Commonwealth Edison Company v. Pollution Control Board, Docket No. 43352, the instant petition is inappropriate and is, hereby, dismissed without prejudice.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 25th day of March, 1976 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board