

ILLINOIS POLLUTION CONTROL BOARD

April 4, 1975

CITY OF RUSHVILLE,)	
Petitioner,)	
)	
v.)	PCB 75-57
)	
ENVIRONMENTAL PROTECTION AGENCY,)	
Respondent.)	

INTERIM ORDER OF THE BOARD (by Dr. Odell):

On February 6, 1975, the City of Rushville filed a Petition For Variance with the Illinois Pollution Control Board (Board). Petitioner sought a variance from Rule 203(h) of the Water Pollution Regulations to enable it to apply a 2 1/2% solution of rotenone to its artificial lake above the dam being constructed 3 miles south of the town. The Environmental Protection Agency recommended on March 11, 1975, that the variance be denied. It stated that the information filed was insufficient to enable the Board to rule on the request.


We concur. Petitioner is requested to file by April 25, 1975, the following information:

1. Disposal methods to be carried out for the dead fish after the kill has taken place.
2. Methods available to detoxify the treated water if treatment should be necessary while the rotenone is still toxic.
3. Evidence indicating that landowners along the treated area of the Crane Creek will abide by the City's plan, including the City's request to avoid use of the affected waters until fingerling trout or bluegill survive for 48 hours in livecars placed in the treated waters.

The 90-day period for Board decision shall run from the time of the filing of the Amended Petition. Failure to file the information by April 25, 1975, will make the Petition For Variance subject to dismissal for inadequacy.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 4th day of April, 1975, by a vote of 3 to 0.


 Christan L. Moffett