

- a) delay of six weeks in general contractor's fabrication and erection schedule due to delay in receipt of structural steel and steel plates.
- b) delay of eight weeks caused by delay in shipping of fan motor and associated switch gear ordered on April 1, 1974.
- c) delay of eight weeks in delivery of precipitator.

Missouri Portland has kept the EPA advised of the delays and the possible effect on the time schedule for construction and operation of the precipitator.

The EPA has not responded to Petitioner's Application for Interim Extension of Variance. Under the circumstances, we accept as true the pertinent facts stated by Petitioner, and find that an unreasonable hardship will be created for Missouri Portland and its employees if the interim extension of variance is not granted. The interim extension of variance will be allowed to and including January 31, 1975.

This Opinion constitutes the findings of fact and conclusions of law of the Illinois Pollution Control Board with regard to the application for interim extension of variance.

ORDER

It is the Order of the Pollution Control Board that Petitioner's Joppa plant be granted variance from Rule 203(b) and Rule 203(d)(3) of the Air Pollution Control Regulations to and including January 31, 1975. Conditions 1 through 7 of our Order entered in PCB 73-480 shall remain in effect.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order was adopted this 9th day of January, 1975 by a vote of 5 to 0.

