

ILLINOIS POLLUTION CONTROL BOARD
January 9, 1975

PERK FOODS COMPANY,)
) Petitioner,)
))
))
) v.) PCB 75-10)
))
))
ENVIRONMENTAL PROTECTION AGENCY,)
) Respondent)

ORDER OF THE BOARD (by Mr. Dumelle):

Petition filed January 8, 1975 is inadequate in that the prior record in this cause (PCB 74-48) is not stipulated into these proceedings. Furthermore, existence of an arbitrary and unreasonable hardship as required by statute for the grant of a variance is not alleged.

Petitioner shall file an amended petition with the Board and Agency within 45 days from the date of this Order supplying the elements listed above. Failure to timely file the Amended Petition shall make this cause liable to dismissal for inadequacy. The 90-day decision period set by statute shall run from the date of filing the Amended 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 9th day of January, 1975 by a vote of 5-0.

Christan L. Moffett (cp)

Christan L. Moffett, Clerk
Illinois Pollution Control Board