

ILLINOIS POLLUTION CONTROL BOARD

September 20, 1973

ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	
)	
vs.)	PCB 72-489
)	
STEPAN CHEMICAL COMPANY, a)	
Delaware corporation,)	
)	
Respondent.)	
)	
STEPAN CHEMICAL COMPANY, a)	
Delaware Corporation,)	
)	
Petitioner,)	
)	
vs.)	PCB 73-184
)	
ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by Mr. Henss)

These two cases -- an enforcement and a variance -- were consolidated for hearing which was held on July 19, 1973. The parties at that time informed the Hearing Officer that they had entered into an agreement which they believed would dispose of all the issues, consistent with the public interest. The parties described the agreement and said they would file signed copies of the settlement agreement and the recommendation of the EPA in the following week.

We have not received the signed agreement. The Agency has not filed a Recommendation in the variance case. Our decision in the variance case is due September 26, 1973.

We are now informed that there is no longer an agreement and the cases should be set for hearing.

We shall schedule the cases for consolidated hearing if Stepan Chemical Company gives an appropriate extension of time within which we can decide the variance case. If Stepan Chemical does not provide us with the necessary waiver, we will decide the variance case on the record presented to date and without further hearing. In that event, the cases will be severed and the enforcement case will be scheduled for hearing.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted this 20th day of September, 1973 by a vote of 5 to 0.

Christan L. Moffett