

ILLINOIS POLLUTION CONTROL BOARD

May 24, 1973

Phil Zigler, Petitioner)	
)	
vs.)	PCB 73-183
)	
Environmental Protection Agency,)	
)	
Respondent.)	

ORDER

The Agency has filed a Motion to Dismiss the variance petition. The Motion to Dismiss is allowed since the petition fails to comply with our Rule 401 in the following respects:

1. The petition does not contain a concise statement of the facts upon which the variance is requested or an estimate of the quantity and type of contaminants to be discharged.
2. The Petitioner does not say why he believes that compliance with the regulations would impose an arbitrary or unreasonable hardship, does not describe the costs that compliance would impose on the Petitioner nor the injury that the grant of the variance would impose on the public.

The variance petition is dismissed without prejudice.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted this 24th day of May, 1973 by a vote of 4 to 0.

Christan L. Moffett