ILLINOIS POLLUTION CONTROL BOARD
July 26, 1973

THE EARLY & DANIEL COMPANY, INC., Petitioner,	)	
vs.	)	PCB 73-297
ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

ORDER
(by Mr. Henss)

The Early & Daniel Company, Inc. has filed a petition requesting variance to control emissions from grain elevator. The petition does not specify which of our Regulations or which Statutory provision may be involved. For that reason the petition will be dismissed without prejudice. If Petitioner chooses to file a new variance petition it should state the Regulation or Statute from which a variance is requested.

Any new pleading should also take cognizance of the following: Rule 401 of our Procedural Rules specifies requirements for a variance petition; on June 15, 1973 in R-72-18 the Board established May 30, 1975 as the new date for grain handling and conditioning operations to comply with Rule 203 and September 1, 1974 as the new date for the obtaining of an operating permit.

It is ordered that the variance petition be dismissed without prejudice.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted this 26th day of July, 1973 by a vote of 4 to 0.

Christan L. Moffett