ILLINOIS POLLUTION CONTROL BOARD
December 18, 1997

IN THE MATTER OF:)
)
PETITION OF HYDROSOL, INC.   )   AS 94-6
FOR AN ADJUSTED STANDARD   )   (Adjusted Standard - Air)
FROM 35 ILL. ADM. CODE 218,   )
SUBPART DD   )

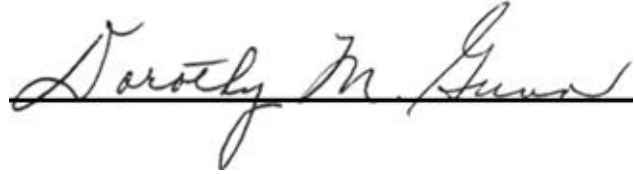ORDER OF THE BOARD (by J. Theodore Meyer):

　　　　This matter arises out of a petition for adjusted standard filed on February 14, 1994, by Hydrosol, Inc. (Hydrosol). On March 21, 1996, the Board stayed this adjusted standard proceeding until the United States Environmental Protection Agency (USEPA) approved amendments to 35 Ill. Adm. Code 218 Subpart DD as an Illinois State Implementation Plan (SIP) revision. On March 12, 1997, USEPA approved the amended rule as part of Illinois' SIP revision.

　　　　On November 4, 1997, Hydrosol filed a status report (Rep.) with the Board, requesting that the Board make a final determination that Hydrosol "has been exempt from complying with the originally adopted 35 Ill. Adm. Code Subpart DD until the date that the Board makes its final determination." Rep. at 3. Further, Hydrosol requests that "since the relief requested is no longer necessary, that the Board dismiss this petition." Rep. at 3.

　　　　The Board dismisses Hydrosol's petition for adjusted standard. Based on the bare record in this matter, in which the petition is the only substantive filing received in well over three years, the Board declines to make any rulings regarding Hydrosol's compliance status at any time. The Board further notes that Hydrosol's petition was deficient as of March 3, 1994, when the Board accepted the petition and ordered Hydrosol to file an amended petition, addressing several issues outlined by the Board. However, Hydrosol never filed an amended petition, but instead on May 27, 1997, requested the Board stay this matter. The record supports no factual finding whatsoever.

　　　　IT IS SO ORDERED.

    I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 18th day of December 1997, by a vote of 7-0.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board