

ILLINOIS POLLUTION CONTROL BOARD

July 19, 1984

DEPARTMENT OF THE ARMY,)	
)	
Petitioner,)	
)	
v.)	PCB 84-86
)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by B. Forcade):

On July 9, 1984 the Army Corps filed a petition to extend a previously granted variance. That petition specifically incorporated the May 1, 1984 filing of the Army Corps in PCB 83-25 to satisfy requirements for contents of a petition. The conclusions on environmental impact in the May 1, 1984 filing in PCB 83-25 are based on reference documents that were not included in the filing. Therefore, the May 1, filing, and consequently the July 9, petition are deficient. Unless an amended petition is filed within 45 days curing this defect this matter will be subject to dismissal. The specific references are:

1. The six references listed on page 59 of the May 1, 1984 filing in PCB 83-25.
2. The eleven references on page 3 of the April 5, 1984 letter from Gary King, IEPA, to Ms. Bernadine Feller McGuire, of Army Corps, contained in the May 1, 1984 filing in PCB 83-25.

If copies of these documents are in short supply, the Army Corps need only file one copy of each listed reference. That filing should be under docket number PCB 84-86.

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 19th day of July, 1984 by a vote of 6-0.

Dorothy M. Gunn

 Dorothy M. Gunn, Clerk
 Illinois Pollution Control Board