

ILLINOIS POLLUTION CONTROL BOARD
February 5, 1981

CITY OF CASEY,)
)
 Petitioner,)
)
 v.) PCB 81-16
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J.D. Dumelle):

On February 4, 1981, the City of Casey (City) filed a Petition for Variance from Rule 305 of Chapter 3: Water Pollution. Although the City purports to waive hearing, that waiver was not accompanied by an affidavit swearing to the truth of the facts alleged, as required by Procedural Rule 401(b). Further, the petition contains no allegations concerning the environmental impact of the request.

Unless these defects are cured by the filing of an amended petition within 45 days of the date of this Order, the petition will be subject to dismissal.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 05 day of February , 1981 by a vote of 5-0 .

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board