

ILLINOIS POLLUTION CONTROL BOARD  
December 16, 1976

NORTH SHORE SANITARY DISTRICT, )  
 )  
 ) Petitioner, )  
 )  
 )  
 ) v. ) PCB 76-225  
 )  
 )  
 ) ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 ) Respondent. )


OPINION AND ORDER OF THE BOARD (by Mr. Dumelle):

Petition for Variance from Rule 404(f)(ii) of the Water Pollution Regulations was filed with the Board on September 2, 1976. On September 15, 1976 the Board ordered that an Amended Petition be filed incorporating prior Variance Petitions and proceedings. This was done on September 21, 1976. No public hearing was held.

It appears that the subject facility, the Gurnee Sewage Treatment Plant, falls under the exemptions of the new Rule 409 of the Water Pollution Regulations. This Rule was adopted by the Board in R75-15 on September 30, 1976 and became effective on October 13, 1976. The proceeding is thus moot and is dismissed.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 16<sup>th</sup> day of December, 1976 by a vote of 5-0.

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