

ILLINOIS POLLUTION CONTROL BOARD
March 11, 1976

ATWOOD GRAIN & SUPPLY COMPANY,)
an Illinois Corporation,)
)
Petitioner,)
)
v.) PCB 76-62
)
ENVIRONMENTAL PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by Dr. Satchell):

The Petition filed March 2, 1976 is inadequate in that:

- (1) data showing the nature and extent of the present failure to meet the particular provisions from which the variance is sought are not provided.
- (2) the classification of land external to the property is not given. (From your exhibit it would be assumed to be Class A, Code 11 through 19 - Household Units and similar, unless otherwise shown).
- (3) it is not clear whether operations are conducted during both daytime and nighttime hours.
- (4) while it may be true that present technology does not permit the purchase of lined or wrapped chutes to adequately attenuate the noise of grain entering and moving within the chutes from the headhouse to storage, this would not appear to exhaust the possibilities of abatement.

This leaves the Petition inadequate with regard to a plan and time schedule for compliance.

Petitioner shall amend the Petition within 45 days from the date of this Order to provide the needed information. The 90-day period set by statute for a decision shall run

from the filing of the amended Petition. Failure to timely file the amended Petition shall make it liable to dismissal for inadequacy.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 11th day of March, 1976 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board