

ILLINOIS POLLUTION CONTROL BOARD  
December 18, 1980

VILLAGE OF BENSENVILLE, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 80-226  
 )  
 ) ILLINOIS ENVIRONMENTAL PROTECTION )  
 ) AGENCY, )  
 )  
 ) Respondent. )

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

The Village of Bensenville (Bensenville) filed a petition for variance on December 11, 1980. That petition is inadequate under Rule 401 of Chapter 1: Procedural Rules, in the following respects:

1. No particular provision is cited from which variance is sought;
2. No allegation is made concerning the environmental impact; and
3. There is no allegation of an arbitrary or unreasonable hardship.
4. Hearing was waived, but no accompanying affidavit was submitted verifying the truth of the facts alleged.

Under Rule 405 of Chapter 3: Water Pollution, fecal coliform shall not exceed 400/100ml. Relief is apparently requested from this rule to allow testing of fecal coliform levels without chlorination. The Board notes that such testing is now being done (see Urbana and Champaign Sanitary District v. I.E.P.A., PCB 79-186, January 10, 1980).

If Bensenville does not file an amended petition within 45 days of the date of this Order to cure the above-noted defects, 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 18<sup>th</sup> day of December, 1980 by a vote of 4-0.

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