

ILLINOIS POLLUTION CONTROL BOARD
November 29, 1979

CITY OF CARLYLE,)
)
Petitioner,)
)
v.) PCB 79-245
)
ENVIRONMENTAL PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by Mr. Dumelle):

On November 26, 1979 Petitioner requested a variance from the effluent standard for total suspended solids in Rule 408(a) of Chapter 3: Water Pollution. The Petition is deficient in several respects. First it fails to state a detailed program to come into compliance with Rule 408(a) as required by Procedural Rule 401(a)(6). In Paragraph 6 of the Petition, Petitioner states that it will not decide whether to improve its existing facilities or abandon them until May 30, 1980. Second, it fails to assess the environmental impact of the requested relief as required by Procedural Rule 401(a)(7). Third, it fails to describe interim measures to minimize the impact of the requested relief as required by Procedural Rule 401(a)(10). Consequently this matter is hereby dismissed without prejudice. If Petitioner wishes to refile its request with the above noted corrections, it may do so.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 29th day of November, 1979 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board