

ILLINOIS POLLUTION CONTROL BOARD
January 7, 1982

LURIA BROTHERS & COMPANY, INC.,)
)
 Petitioners,)
)
 v.) PCB 81-168
)
 ILLINOIS ENVIRONMENTAL PROTECTION)
 AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by D. Anderson):


On November 5, 1981 the Board ordered Petitioner to supply more information in support of its petition for a variance from Rule 502(a) of Chapter 2: Air Pollution. Petitioner has responded by requesting a hearing and supplying other information apparently unrelated to that specified in the November 5 Order. Petitioner is urged to read Procedural Rule 401(a) and supply the information requested. Failure to do so may result in denial of the variance. In particular the petition is deficient in the following respects:

1. There is no indication of Petitioner's permit status [Procedural Rule 401(a)(7)].
2. There is no statement indicating whether the Board may grant a variance consistent with federal law [Procedural Rule 401(d)].

The Board finds the petition deficient for the reasons noted above. This matter will be subject to dismissal unless an amended petition addressing the noted deficiencies is filed within twenty-one days of the date of this Order. The decision period will commence with the filing of a sufficient amendment.

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 7th day of January, 1982, by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board