ILLINOIS POLLUTION CONTROL BOARD
February 22, 1990

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|---|---|---|
| LACLEDE STEEL COMPANY, | ) | |
| | ) | |
| Petitioner, | ) | |
| | ) | |
| v. | ) | PCB 89-202 |
| | ) | (Variance) |
| ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, | ) | |
| | ) | |
| Respondent. | ) | |

ORDER OF THE BOARD (by B. Forcade):

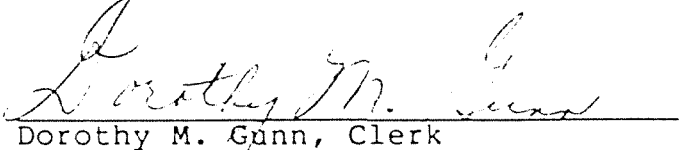
On December 12, 1989, Laclede Steel Company ("Laclede") filed a petition for variance and a motion to stay. The motion to stay was denied at the Board's December 20, 1989 Board meeting.

Laclede requests a variance from 35 Ill. Adm. Code 728.150, as it applies to Section 728.133, which was adopted in R89-1, effective November 27, 1989. The Board found the petition to be deficient, and noted that unless an amended petition was filed within 45 days of the date of the December 20, 1989 Order, curing the defects, the matter would be subject to dismissal.

The Board notes that Laclede has not filed its amended petition for variance since the December 20, 1989 Board Order. It has now been over 60 days and no response has been received. The Board, on its own motion, will dismiss this matter. Laclede is free to file a new and complete RCRA variance petition, if it so chooses.

IT IS SO ORDERED

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 22nd day of February, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board