

ILLINOIS POLLUTION CONTROL BOARD
October 30, 1975

ILLINOIS BRAILLE AND SIGHT SAVING SCHOOL,)
Petitioner,)
)
v.) PCB 75-410
)
ENVIRONMENTAL PROTECTION AGENCY,)
Respondent.)

INTERIM ORDER OF THE BOARD (by Mr. Goodman):

This matter comes before the Pollution Control Board (Board) upon the October 20, 1975, Petition for Variance of Illinois Braille and Sight Saving School (Illinois) from Rule 202(b) of the Air Regulations.

The Board finds that the pending petition is inadequate in several areas. Petitioner has not included an estimate of its emission rates as a function of BTU. Nor has Petitioner included an adequate compliance plan with specific dates and activities to be undertaken. Petitioner has also failed to state the period for which it seeks variance.

The petition is also inadequate in that it fails to include information pertaining to the criteria required by Train v. NRDC, Inc., 43 USLW 4467 (Supreme Court No. 73-1742, April 16, 1975). Petitioner must show: 1) Whether the ambient air quality of the area affected by the variance meets the national ambient air quality standards; 2) If the ambient air quality does not meet those standards, whether the granting of the variance would contribute to the area's failure to meet said standards; and 3) If the ambient air quality does meet said standards, whether the variance would cause the ambient air quality to fail to meet said standards.

It is the Order of the Board that Petitioner shall amend its petition within 45 days of this Order to provide the above described information. Failure to timely file the amended petition shall cause the petition to be dismissed for inadequacy without prejudice. The 90-day decision period set by Statute shall run from the date of filing the amended petition.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 30th day of October 1975 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board