ILLINOIS POLLUTION CONTROL BOARD
February 19, 1981

VILLAGE OF LEMONT, Petitioner,	)	
v.	)	PCB 80-48
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

INTERIM ORDER OF THE BOARD (by J. Anderson):

On March 24, 1980, the Village of Lemont petitioned for variance from the 15 pCi/l gross alpha particle activity maximum limit contained in Rule 304(c) of Chapter 6: Public Water Supply. The 90-day decision period was waived. The original Recommendation of the Agency, filed May 9, 1980, supporting grant of variance, lists test results from various dates in 1979. Hearing was held May 16, 1980, at which citizen objectors were heard.

In light of the Agency's admission in City of Minonk, PCB 80-136, October 2, 1980, pp.1-2, that the Agency's radiological testing methodology had an "accuracy problem", the Board must assume, unless informed otherwise, that the test results included with the petition cannot be relied upon. Unreliable results cannot support the grant of the variance requested, as it is possible that accurate tests will show that no variance is needed.

If an amended petition containing gross alpha particle activity test results dated on or after August 22, 1980 is not submitted to the Board within 45 days of the date of this Order, this 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 Interim Order was adopted on the 19th day of February, 1981 by a vote of 5-0.

Christan L. Moffett, Clerk
Illinois Pollution Control Board