

ILLINOIS POLLUTION CONTROL BOARD
September 4, 1980

TAZEWELL COUNTY HEALTH DEPARTMENT,)
)
Petitioner,)
)
v.) PCB 80-157
)
ENVIRONMENTAL PROTECTION AGENCY,)
)
Respondent.)

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

On August 25, 1980, Petitioner requested variance from Rule 604B (sic) of Chapter 3: Water Pollution to allow connection of 9 lots to the Highview Hills Sewage Treatment Plant, currently on restricted status.

This petition fails to provide most of the information required by the Board in Procedural Rule 401 "Requirements for Petition for Variance." Petitioner should closely follow this Rule's checklist in drafting an amended petition. The Board notes in particular the following deficiencies:

Rule 401(b) requires that a sworn affidavit verifying the truth of the facts alleged in the petition must be filed by petitioners if the hearing is waived.

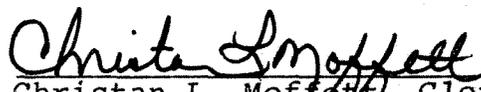
This petition fails to list several necessary parties as petitioner. Each of the 9 lot owners should be included as petitioners by name, and the governmental entity which operates the Highview Hills plant must also be made a petitioner.

The petition should request a variance from Rule 962 of Chapter 3: Water Pollution, and not Rule 604B (sic).

If, within 45 days of the date of this Order, Petitioner does not file an amended petition containing the information as required in Procedural Rule 401, this petition may 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 4th day of September, 1980 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board