

ILLINOIS POLLUTION CONTROL BOARD
February 2, 1978

DERBY MEADOWS UTILITY COMPANY,)
)
) Petitioner,)
)
) and)
)
) HOMEOWNERS' ASSOCIATION OF)
) PHEASANT HOLLOW & DERBY HILLS,)
)
) Intervenor,)
)
) v.) PCB 77-153
)
)
) ILLINOIS ENVIRONMENTAL PROTECTION)
) AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by Mr. Dumelle):

On January 30, 1978, the Orland Trails Construction Company (Orland Trails) filed a Motion to Intervene in this proceeding, a Motion to Reduce Time to Object to the Motion to Intervene, and a Motion to Modify Prior Board Orders in this proceeding. The Motion to Intervene is hereby denied. Consequently the second motion need not be decided. In the third motion Orland Trails asked for either a modification of the prior Orders or a Variance from them. This motion shall be treated as a Petition for Variance and shall be designated as a separate proceeding. Since the Agency and the Derby Meadows Utility Company have objected to the grant of a variance in this instance, the matter shall be set for hearing.

Mr. Werner dissents.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 2ND day of February, 1978 by a vote of 4-1.


Christan L. Moffett, Clerk
Illinois Pollution Control Board