

the Agency's interpretation so as to exclude any other materials. We interpret the Rule to exclude only what is expressly excluded. We find nothing before us to support any other definition.


Consequently, there is no need for a variance in this case since Johnson is in compliance with the regulation. We do, however, commend Johnson for its good faith and diligence in upgrading the quality of their emissions by installing additional control equipment.

This opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

The petition for variance is dismissed.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 31st day of May, 1973 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board