

ILLINOIS POLLUTION CONTROL BOARD
November 16, 1995

CITY OF OTTAWA,)
)
 Petitioner,)
)
 v.) PCB 96-72
) (Variance - PWS)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by R.C. Flemal):

This matter is before the Board on a November 6, 1995 motion to file the recommendation instanter, filed by the Illinois Environmental Protection Agency (Agency). Pursuant to 35 Ill. Adm. Code 104.180(a), after the Agency investigates a variance petition, it is required to make its recommendation to the Board on the disposition of the petition within 30 days after the filing of the petition. The City of Ottawa filed the Petition for Extension of Variance on September 29, 1995. The recommendation was due to be filed by the Agency on October 29, 1995 and is therefore 8 days late. The Agency claims it was unable to complete its technical analysis and hence the recommendation is late.

The motion to allow filing of the Agency recommendation instanter is hereby granted.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the _____ day of _____, 1995, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control

Board