ILLINOIS POLLUTION CONTROL BOARD
October 3, 1972

ENVIRONMENTAL PROTECTION AGENCY, Complainant,	)	PCB71-386
v.	)	PCB 72-386
MONARCH FOUNDRY COMPANY, Respondent.	)	

PRELIMINARY ORDER (by Mr. Parker):

Monarch Foundry Company, the Respondent in this pending enforcement proceeding, filed an Answer and Petition for Variance with the Board on September 27, 1972. Upon examining the Petition for Variance, we find that it is incomplete in that it does not specify the rule or regulation from which the variance is sought, and does not otherwise provide the detailed information required by our Procedural Rule 401. Rather than dismiss the Petition for Variance, however, we deem it more expeditious to, by this Order, advise Petitioner of this defect and grant leave to Petitioner to file an amended petition containing the additional information called for by our Board Rule 401.

Petitioner is hereby ordered to file an amended petition with the Board on or before October 31, 1972, the amended petition to include additional information consistent with the requirements of Board Procedural Rule 401 and also to include a statement by Petitioner that the 90 day period provided for in Title 9, Section 38 of the Environmental Protection Act shall commence as of the date of filing of the amended petition.

In the absence of the filing of an amended petition on or before October 31, 1972, the original petition shall be subject to dismissal.

I, Christan L. Moffett, Clerk of the Pollution Control Baord, certify that the Board adopted the above Preliminary Order on this ____ day of _____, 1972, by a vote of _____ to _____.

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