ILLINOIS POLLUTION CONTROL BOARD
April 24, 1975

MASONITE CORPORATION, Petitioner,	)	
v.	)	PCB 74-365
ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

ORDER OF THE BOARD (by Mr. Dumelle):

The Masonite Corporation filed a Motion to Terminate the Daily Testing and Monthly Progress Report requirement imposed by an Order of the Board on January 23, 1975 in the above captioned proceeding which granted Masonite a variance from Rule 408(a) of the Water Pollution Regulations. Masonite's request is moot because the Board adopted an amendment to the fluoride effluent standards found in Rule 408(a) of the Water Pollution Regulations on March 6, 1975 which became effective upon filing with the Secretary of State. The Board set a new fluoride effluent limitation of 15 mg/l in place of the existing 2.5 mg/l standard. The adoption of the regulation amendment setting a higher allowable standard than that contained in the variance takes precedent over the variance order. In addition, Masonite was granted a variance "until January 23, 1976 or until the Board's pending amendment of Rule 408(a) is enacted, whichever occurs earlier". Therefore, Masonite's variance expired on March 6, 1975 the date on which the Board enacted the amendment.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 24th day of April, 1975 by a vote of 4-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board