

ILLINOIS POLLUTION CONTROL BOARD
May 16, 1974

ILLINI COMMUNITY HOSPITAL,
Petitioner,
vs.
ENVIRONMENTAL PROTECTION AGENCY,
Respondent.

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PCB 74-128

ORDER OF THE BOARD (by Mr. Seaman):

On May 1, 1974, Respondent in the above-captioned cause filed its Motion To Dismiss. Respondent states therein that the subject Petition For Variance is inadequate in that Petitioner has not offered a statement of why Petitioner believes that compliance with the provision from which variance is sought would impose an arbitrary and unreasonable hardship and that Petitioner has not offered information as to the feasibility of hauling or other alternatives available to Petitioner, as required by Illinois Pollution Control Board Procedural Rule 401(b).

We find the Petition inadequate for the reasons detailed above and in other respects. Petitioner's attention is directed to Rule 401 of our Procedural Rules. Petitioner is hereby ordered to file an amended petition within 21 days of the date of this Order or suffer its Petition to be dismissed.

The Agency shall file its Recommendation within 30 days of the date Petitioner files its amended Petition. The Board's 90-day decision period shall also begin with the date Petitioner files its amended petition.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on this 16th day of May, 1974 by a vote of 5-0.

Christan L. Moffett