

ILLINOIS POLLUTION CONTROL BOARD  
August 1, 1974

CITY OF MORRISON	)	
	)	
v.	)	PCB 74-262
	)	
ENVIRONMENTAL PROTECTION AGENCY	)	
	)	

ORDER OF THE BOARD (by Mr. Dumelle):

Motion to Dismiss was filed on July 22, 1974 by the Agency on grounds that the petitioner has not exhausted its administrative remedies by applying for a landscape waste burning permit under Rule 504(a)(6).

The amendment to the petition filed July 12, 1974 appears to ask that its petition be construed as a permit application under Rule 505(a)(6).

Inasmuch as the Board does not process or grant permits under this Rule it would appear to be best to dismiss the petition as premature. The City of Morrison can file for a permit under Rule 504(a)(6) with the Agency using Agency forms and procedures.

The petition is dismissed without prejudice as being premature.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 15<sup>th</sup> day of August, 1974 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board