

ILLINOIS POLLUTION CONTROL BOARD
July 18, 1974

INTERCRAFT INDUSTRIES)
)
 v.) PCB74-185
)
 ENVIRONMENTAL PROTECTION AGENCY)

ORDER OF THE BOARD (by Mr. Dumelle):

Motion to Dismiss filed by the Agency on July 9, 1974 is granted. Both the existing regulation, (Rule 3-3.112) and the regulation effective May 30, 1975 [Rule 203(g)(3)] allow 0.6 lbs. of particulate matter per million BTU of heat input. Petitioner states (Exhibit C) that only 0.54 lbs. per million BTU are presently emitted.

There is no showing of a violation of a rule or regulation and the petition is defective.

Petition is dismissed without prejudice as inadequate to establish grounds for which a variance could be issued.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted this 18th day of July, 1974 by a vote of 5-0.


