

ILLINOIS POLLUTION CONTROL BOARD

August 10, 2000

IN THE MATTER OF: )  
 )  
PETITION OF CITY OF GENEVA ) AS 01-02  
FOR AN ADJUSTED STANDARD FROM 35 ILL. ADM. ) (Adjusted Standard - Land)  
CODE 807.104 )

ORDER OF THE BOARD (by R.C. Flemal):

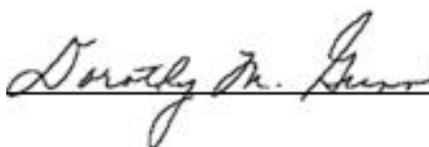
On July 18, 2000, the City of Geneva, filed this petition for an adjusted standard pursuant to Section 28.1 of the Environmental Protection Act (Act) (415 ILCS 5/28.1) (1998)). The petitioner requests that the Board grant an adjusted standard from 35 Ill. Adm. Code 807.104, as those rules apply to the wastewater treatment facility owned by petitioner in Kane County, Illinois.

Section 28.1 of the Act and 35 Ill. Adm. Code 106.711 require publication of a notice of an adjusted standard proceeding in a newspaper of general circulation in the area affected by the petitioner's activity. The notice must be published within 14 days of the filing of the petition. On July 28, 2000, petitioner filed a "Certificate of Publication," indicating that notice of the petition was published in the *Kane County Chronicle* on July 21, 2000.

The Board finds that the notice meets the requirements of Section 28.1 of the Act and 35 Ill. Adm. Code 106.711 and accepts this matter for hearing. Hearings shall be scheduled and completed in a timely manner. The assigned hearing officer shall inform the Clerk of the Board of the time and location of hearing at least 40 days in advance of hearing so that a 30-day public notice of hearing may be published. Unless otherwise ordered by the hearing officer, the Illinois Environmental Protection Agency shall file a response including its recommendations concerning the Board's proposed action on this petition within 45 days after service of the petition. See 35 Ill. Adm. Code 106.505(a).

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 10th day of August 2000 by a vote of 5-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board