

ILLINOIS POLLUTION CONTROL BOARD  
January 11, 1990

MODINE MANUFACTURING CO., )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 90-4  
 ) (Provisional Variance)  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (J. Marlin):

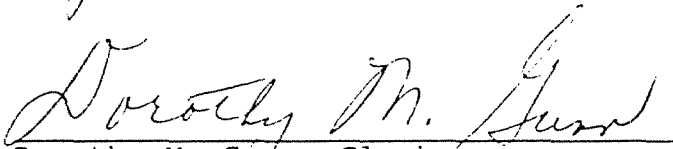
This matter comes before the Board upon receipt of an Agency Recommendation dated January 9, 1990. The recommendation refers to a request from Petitioner, Modine Manufacturing Co. for a 30 day provisional variance from the 90-day on-site limitations for hazardous wastes set forth in 35 Ill. Adm. Code 722.134(b).

Upon receipt of the request the Agency issued its recommendation, concluding that the hazardous wastes must remain on-site for longer than 90 days due to unforeseen, temporary and uncontrollable circumstances and failure to grant the requested 30-day provisional variance would impose an arbitrary or unreasonable hardship on Petitioner.

Petitioner is granted a provisional variance from 35 Ill. Adm. Code 722.134(b) from December 26, 1989 to January 25, 1990.

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 11th day of January, 1990 by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board