ILLINOIS POLLUTION CONTROL BOARD
January 24, 1980

GAF CORPORATION, a Delaware corporation, Petitioner,	)	
v.	)	PCB 80-14
ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

ORDER OF THE BOARD (by Dr. Satchell):

On January 18, 1980 GAF Corporation (GAF) filed a petition for variance requesting relief from Section 12(f) of the Environmental Protection Act (Act) which proscribes violation of terms or conditions of NPDES permits. Since the Board does not favor variances from the Act itself, the petition is dismissed. It appears that GAF is requesting exemption from conditions of an outstanding permit to allow non-conforming discharges during maintenance operations. In such a case relief by way of a supplemental permit application addressed to the Environmental Protection Agency may be more appropriate. In the event the discharges could violate Board regulations, a variance may be necessary from the Board rules.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 24th day of January, 1980 by a vote of 4-0.

Christan L. Moffett, Clerk
Illinois Pollution Control Board