

ILLINOIS POLLUTION CONTROL BOARD
January 24, 1980

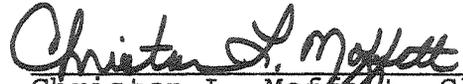
MISSISSIPPI RIVER GRAIN ELEVATOR, INC.,)
)
) Petitioner,)
)
) v.) PCB 80-19
)
) ENVIRONMENTAL PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by Mr. Dumelle):

On January 24, 1980 Petitioner requested a variance from Rules 103(b) and 203(d)(9)(B)(ii) and (iv). The Petition is deficient for failure to specifically request or waive a hearing as required by Procedural Rule 401(b). If this deficiency is not corrected within 45 days of the date of this Order, this matter will be subject to dismissal. The statutory 90 day decision period shall run from the date an amended petition is filed. Petitioner should also address whether the requested relief would have to be submitted to the Administrator of the United States Environmental Protection Agency as a revision to the Illinois Implementation Plan and whether it could be approved as such.

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