

ILLINOIS POLLUTION CONTROL BOARD
October 14, 1971

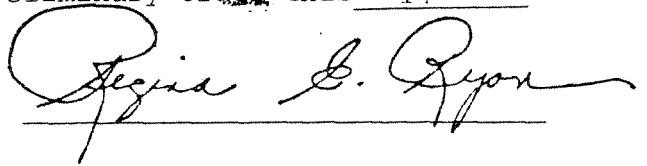
COOK COUNTY FOREST PRESERVE DISTRICT)
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 v.) # 71-304
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 ENVIRONMENTAL PROTECTION AGENCY)

Preliminary Order:

Petitioner seeks to burn landscape waste. Under our new regulations this is basically a matter to be handled by the EPA on a permit basis, and the Agency's action with regard to a permit request is not stated. The implication, however, is that the case does not come within the requirements for issuance of a permit, presumably that portion of the regulations requiring use of an air-curtain destructor within certain restricted areas. We therefore assume the petition is a timely response to a permit denial, subject to refutation at a later date.

The petition seeks two things: to burn without a destructor until installation of one can be completed, by no later than December 1; and thereafter to burn, without the destructor, wastes in excess of its capacity. On the second request a hearing is hereby authorized. On the first a hearing would exhaust the period of the variance request, and therefore we shall retain that portion of the case for decision without hearing upon receipt of the Agency's recommendation.

I, Regian E. Ryan, Clerk of the Pollution Control Board, certify that the Board adopted the above Preliminary Order, this 14 day of October, 1971.



Regian E. Ryan