

ILLINOIS POLLUTION CONTROL BOARD
February 28, 1991

VILLAGE OF CARBON HILL)
)
 Petitioner,)
)
 v) PCB 91-32
) (Variance)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
 Respondent.)

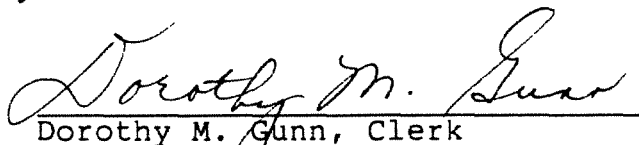
ORDER OF THE BOARD (by J. Anderson):

This petition, filed February 21, 1991, seeks variance from 35 Ill. Adm. Code 602.105(a) Standards for Issuance, and from 35 Ill. Adm. Code 602.106(a), Restricted Status "only to the extent those rules involve 35 Ill. Adm. Code 604.301(b)". First, the Board notes that, effective September 20, 1990, Section 604.301(b) was repealed. The standard at issue now appears in Section 611.330(b). More importantly however, the only sampling results also indicate a violation of the gross alpha standard of Section 611.330(a). As a result, Petitioner may also need a variance from Sections 602.105(a) and 602.106(a) as they relate to the gross alpha standard. Petitioner is directed to file an amended petition which more clearly specifies from which rules relief is sought.

If an amended petition curing this deficiency is not filed within 45 days of the date of this Order, this petition will be subject to dismissal.

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 28th day of February, 1991, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board