

ILLINOIS POLLUTION CONTROL BOARD
November 15, 1989

CITY OF EAST MOLINE,)
)
 Petitioner,)
)
 v.) PCB 89-188
) (Variance)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Marlin):

This matter is before the Board on a November 14, 1989 petition for extension of variance filed by the City of East Moline (East Moline). This petition seeks an extension until September 30, 1991 of the variance granted January 21, 1988 in PCB 87-128 from 35 Ill. Adm. Code 602.105(a) and 602.106(b) as they relate to trimalomethanes.

The Board contrues this petition as a new petition for variance. This petition is deficient in that it:

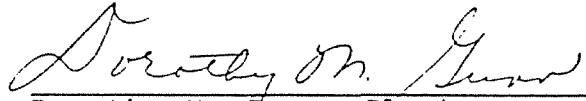
1. Fails to expressly request or waive a public hearing, and
2. Does not include an affidavit executed by a knowledgeable person verifying that the facts asserted are true.
3. Paragraph 7 refers to high bids rejected by the City, but fails to state the amounts of these bids.

Unless an amended petition curing these deficiencies is filed within 45 days of the date of this Order, this petition will be subject to dismissal.

The date of filing for the purposes of Section 38(a) of the Environmental Protection Act, Ill. Rev. Stat. ch. 111 $\frac{1}{2}$, par. 1038(a), as it relates to the time for Board action, shall be the date on which East Moline files its amendment.

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 15th day of November, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board