

ILLINOIS POLLUTION CONTROL BOARD
September 13, 1990

CITY OF MORRIS,)
)
 Complainant,)
)
 v.) PCB 90-167
) (Variance)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

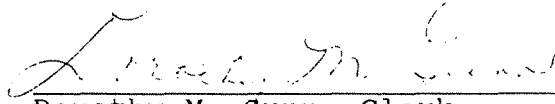
ORDER OF THE BOARD (by J. Anderson):

On September 4, 1990, the City of Morris ("Morris") filed a Petition for Variance, seeking relief from 35 Ill. Adm. Code 602.105(a), "Standards for Issuance", and 35 Ill. Adm. Code 602.106(b), "Restricted Status". The Petition is deficient insofar as there is no request for hearing, nor statement waiving hearing, accompanied by such affidavits or other proof in support of the material facts alleged in the Petition (see 35 Ill. Adm. Code 104.124). If an amended petition curing the above-noted defect is not filed within 45 days of the date of this Order, this matter will be subject to dismissal.

The Board also requests Morris to elaborate on the type of radium removal system that it plans to install. Specifically, the Board believes that it would be helpful for Morris to provide information on the technology, efficiency, manufacturer, cost, and the other locations where such technology is employed. Finally, the Board requests Morris to file a copy of Construction Permit No. 1623-FY1989 and a copy of the Notice of Award-Notice to Proceed Agreement, both of which are referred to at page 11, paragraph 25(1) and (2) of the Petition.

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 13th day of September, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board