

ILLINOIS POLLUTION CONTROL BOARD
November 29, 1988

TROJAN CORPORATION,)
)
 Petitioner,)
)
 v.) PCB 88-156
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by M. Nardulli):

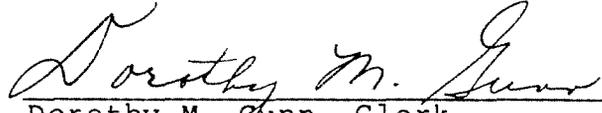
In response to a Motion to Dismiss filed by the Illinois Environmental Protection Agency on November 17, 1988, the Board hereby notes that the Petition for Variance filed with the Board on September 20, 1988 in the above captioned case is deficient in that it fails to:

1. Request a variance for a specific time period,
2. Set forth a time table to come into compliance,
3. Set forth a compliance plan,
4. State the present method of disposal of the explosive contaminated waste, to include costs of said disposal,
5. Address the issue of arbitrary or unreasonable hardship,
6. Address the issue of consistency with Federal Law.

The Board vacates its order of October 20, 1988 to await the recommendation of the Agency and enters a more information order to have the Petitioner address the deficiencies listed above. Unless an amended petition is filed within 45 days of the date of this Order, curing the above-noted defects, this matter will be subject to dismissal, pursuant to 35 Ill. Adm. Code 104.125. When a sufficient amended petition has been received by the Board, the statutory decision deadline will restart.

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 29th day of November, 1988, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board