ILLINOIS POLLUTION CONTROL BOARD
May 10, 1990

AMERICAN NICKELOID COMPANY, Petitioner,	)	
v.	)	PCB 90-97 (Provisional Variance)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

ORDER OF THE BOARD (by J. Marlin):

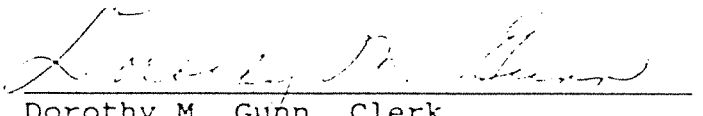
This matter comes before the Board on receipt of an Agency Recommendation dated May 8, 1990. The recommendation refers to a request from Petitioner, American Nickeloid Company for a 30-day provisional variance from the 90-day on-site limitations for hazardous wastes set forth in 35 Ill. Adm. Code 722.134(b).

Upon receipt of the request the Agency issued its recommendation, concluding that the hazardous wastes must remain on-site for longer than 90 days due to unforeseen, temporary and uncontrollable circumstances and failure to grant the requested 30-day provisional variance would impose an arbitrary or unreasonable hardship on Petitioner.

The Board concurs with the Agency Recommendation; Petitioner is granted a provisional variance from 35 Ill. Adm. Code 722.134(b) from April 30, 1990 to May 30, 1990.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Order was adopted on the 10th day of May, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board