

ILLINOIS POLLUTION CONTROL BOARD
October 3, 1996

DEKALB SANITARY DISTRICT,)	
)	
Petitioner,)	
)	
v.)	PCB 97-21
)	(Variance - Water)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

On July 24, 1996, the DeKalb Sanitary District (District) filed a petition for variance for its main wastewater treatment facility. On August 15, 1996 the Board found that the District's petition was deficient, as it failed to contain much of the information required by 35 Ill. Adm. Code 104.121. An amended petition was filed on September 9, 1996. The amended petition did not cure the deficiencies in the original petition. The petition fails to contain the information required by 35 Ill. Adm. Code 104.121 including a reference to the regulations from which the variance is sought. The Board cannot make a determination on the merits of a variance based on this petition. Therefore, the Board dismisses the petition for variance. Petitioner is of course free to file a new petition for variance which satisfies the requirements of 35 Ill. Adm. Code 104.121.

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 ____ day of _____, 1996, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board