

ILLINOIS POLLUTION CONTROL BOARD
April 6, 1989

KOPPERS INDUSTRIES, INC.,)
)
 Petitioner,)
)
 v.) PCB 88-196
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

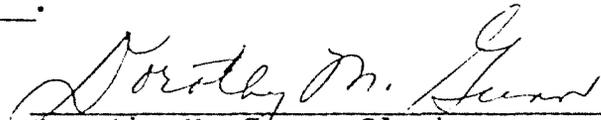
ORDER OF THE BOARD (by J. Marlin):

On March 27, 1989, the Illinois Environmental Protection Agency (Agency) filed a Motion to File Recommendation Instanter. In the Affidavit attached to the motion, counsel for the Agency states that the Recommendation is being filed late due to the Agency's inability to promptly complete the technical analysis needed for the Recommendation. The Board notes that Section 37(a) of the Environmental Protection Act provides that "[t]he Agency shall make a recommendation to the Board as to the disposition of the [variance] petition". Ill. Rev. Stat. 1987, ch. 111^{1/2}, par. 1037(a).

The Agency's motion is granted.

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 6th day of April, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board