

ILLINOIS POLLUTION CONTROL BOARD
September 7, 1995

SPECTRULITE CONSORTIUM, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 96-6
)	(Variance - Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by R. C. Flenal):

On August 28, 1995 the Illinois Environmental Protection Agency (Agency) filed the Agency Recommendation and Motion to File Agency Recommendation Instantanter.

Pursuant to Section 104.180 of the Board's procedural rules, the Agency is required to submit a recommendation to the Board on the disposition of the variance petition within 30 days of the filing of the petition. (35 Ill. Adm. Code 104.180.) The variance petition was filed by Spectrulite Consortium, Inc. (Spectrulite) on July 11, 1995. The Agency recommendation was therefore due on August 13, 1995.

The Agency reports it has been actively communicating with Spectrulite regarding this variance petition. According to the Agency, Spectrulite has agreed that granting respondent the extra time would not be prejudicial as long as the hearing was scheduled expeditiously. The hearing in this matter has been set for September 20, 1995.

The motion to file instanter is hereby 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 _____ day of _____, 1995, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board