

ILLINOIS POLLUTION CONTROL BOARD  
February 25, 1988

TARACORP INDUSTRIES, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 88-38  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

OPINION AND ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board upon the Illinois Environmental Protection Agency's (Agency) filing of its Recommendation concerning Petitioner's request for a provisional variance from 35 Ill. Adm. Code 722.134(b), which prohibits the on-site accumulation of hazardous waste in excess of 90 days. The Agency recommends that Petitioner be allowed to temporarily store hazardous wastes on-site from February 12, 1988 to March 13, 1988.

After investigation, the Agency concludes that the wastes must remain on-site for longer than the ninety (90) days due to unforeseen, temporary and uncontrollable circumstances; and that compliance with the accumulation time requirements would impose an arbitrary or unreasonable hardship. The Agency recommends that the provisional variance be granted from February 12, 1988 until March 13, 1988.

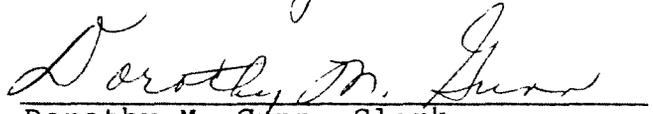
Pursuant to Section 35(b) of the Act, the Board hereby grants the provisional variance as recommended. This Opinion constitutes the Board's findings of fact and conclusions of law in this matter.

ORDER

Taracorp Industries, is hereby granted a provisional variance pursuant to 35 Ill. Adm. Code 722.134(b) to store twenty-five (25) drums of hazardous waste from February 12, 1988 to March 13, 1988.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 25<sup>th</sup> day of February, 1988 by a vote of 6-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board