

ILLINOIS POLLUTION CONTROL BOARD  
December 6, 1984

CITY OF PARK RIDGE, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 84-140  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by J. Anderson):

On November 27, 1984, Park Ridge moved to dismiss its variance petition without prejudice on the grounds that a "recent ruling" by the Agency indicated that variance was unnecessary. The City stated that the copy of the Agency's letter was attached, and requested the Board's concurrence with the Agency's opinion.

The motion is granted. The Board cannot "concur" with the Agency's judgment as to necessity for variance since 1) it is not usual Board practice to issue advisory opinions of this type, and 2) even if it were, the Agency letter was, doubtless inadvertently, not included with the City's withdrawal letter.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion was adopted on the 6<sup>th</sup> day of December, 1984 by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board