

ILLINOIS POLLUTION CONTROL BOARD  
May 14, 1987

SCHROCK/A TAPPAN DIVISION, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 86-205  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by B. Forcade):

On March 5, 1987, the Board issued a final Opinion and Order in this matter granting Schrock a short-term variance from the particulate emission limitations of 35 Ill. Adm. Code 212.204, as that regulatory language applied to Schrock's burning of wood residue. The Board held that the regulatory language did apply to Schrock's operation and that long-term variance relief could not be granted without a more definitive compliance plan.

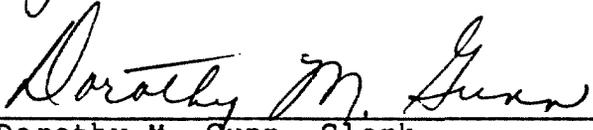
On April 9, 1987, Schrock filed a motion for reconsideration of the Board's decision. That motion referenced Schrock's recently filed site-specific proposal (R87-12: filed April 13, 1987) and provided details on Schrock's method of compliance should regulatory relief be denied (Motion, p. 5). On April 27, 1987, the Illinois Environmental Protection Agency filed an opposition to the motion for reconsideration, asserting that Schrock had failed to demonstrate arbitrary or unreasonable hardship and that the compliance schedule is too lengthy. On May 8, 1987, Schrock filed a reply memorandum.

Based on the new information provided by Schrock, the Board will grant reconsideration and set this matter for hearing. In an effort to minimize hearing expenses for Schrock, the Board will attempt to schedule the hearing for the variance petition and the site-specific regulatory hearing to occur on the same day at the same location. At hearing, the Board would anticipate evidence, inter alia, on the viability of compliance by use of a venturi scrubber and the appropriate time frame for compliance by a) scrubber or b) terminating wood burning, if the Board grants variance.

IT IS SO ORDERED

Chairman J.D. Dumelle dissented.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 14<sup>th</sup> day of May, 1987, by a vote of 5-1.

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