

ILLINOIS POLLUTION CONTROL BOARD  
May 12, 1977

ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 )  
 v. ) PCB 76-124  
 )  
 )  
 GRANITE CITY STEEL, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by Mr. Goodman):


On April 28, 1977, the parties herein submitted a Motion for Partial Relief from Final Order adopted by the Board in this matter on September 15, 1976. The parties have submitted the Motion pursuant to Rule 334 of the Board's Procedural Rules based upon newly discovered evidence which could not have been discovered prior to the Board's final Order herein. Specifically, the parties indicate that they have learned that the remaining life of Batteries "A" and "B", upon which particulate control devices were to be installed, are foreshortened to the extent that particulate control devices could not be installed before Battery "B" would be out of service and Battery "A" would have only a few remaining months of life. Therefore, the parties seek relief from the requirement of installing particulate control devices on these batteries. The parties detail in their Motion the specific portions of the Board's Order from which relief is sought. The parties have also submitted, as Exhibit 6 to their Motion, Program Revisions proposed as a substitute for the portions of the Board's Order from which relief is sought.

The Board finds that partial relief from its September 15, 1976, Order herein, as outlined in the Motion submitted by the parties, is justified by the newly discovered evidence as to the remaining life of Batteries "A" and "B". The Board furthermore finds that adherence to the Program Revisions submitted by the parties will adequately ensure compliance with the Environmental Protection Act and the Air Regulations. The Board, therefore, grants the April 28, 1977 Motion

submitted by the parties, including all modifications requested therein, and Orders the parties to comply with all such modifications and with the Program Revisions, both of which are incorporated by reference as if fully set forth herein.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 12<sup>th</sup> day of May, 1977 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board