

ILLINOIS POLLUTION CONTROL BOARD  
September 15, 1976

HOLLYWOOD BRANDS, )  
)  
                    Petitioner, )  
)  
                    v. )           PCB 76-229  
)  
ENVIRONMENTAL PROTECTION AGENCY, )  
)  
                    Respondent. )

ORDER OF THE BOARD (by Mr. Young):

On September 8, 1976, Petitioner filed a petition for variance with the Board. The Board hereby dismisses the petition as inadequate. Simply alleging that compliance with the Regulations will cost money does not establish a sufficient hardship because almost all pollution control efforts carry an associated cost; rather Petitioner must allege that the cost of compliance is unreasonable after taking into consideration the size and scope of Petitioner's operations. This, Petitioner has not done. In the event that Petitioner files a new petition which properly discloses the hardship, it must be remembered that a variance will be granted only in those extraordinary situations in which the cost of compliance is wholly disproportionate to the benefits; doubts are to be resolved in favor of denial. (EPA v. Lindgren Foundry Co., 1 PCB 11, 16-17 (1970).)

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 15<sup>th</sup> day of September, 1976 by a vote of 5-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board