

ILLINOIS POLLUTION CONTROL BOARD
March 25, 1976

CITY OF ROCHELLE,)	
)	
Petitioner,)	
)	
v.)	PCB 75-84
)	PCB 75-435
ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by Dr. Satchell):

This matter comes before the Pollution Control Board on a Motion to Dismiss Petitioner's variance case as being moot. Petitioner had requested a variance from Rule 203(g)(1)(B) of the Air Regulations. This rule has been vacated by the Illinois Supreme Court in Commonwealth Edison Company v. Pollution Control Board, Docket No. 43352 (1976). On this basis, the Board severs PCB 75-84 and PCB 75-435 and dismisses PCB 75-84 without prejudice.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 25th day of March, 1976 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board