

ILLINOIS POLLUTION CONTROL BOARD
February 5, 1981

CITY OF MARQUETTE HEIGHTS,)
)
) Petitioner,)
)
) v.) PCB 81-15
)
) ILLINOIS ENVIRONMENTAL)
) PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by J.D. Dumelle):

On February 2, 1981, the City of Marquette Heights (City) filed a petition for variance from Rule 604(b) of Chapter 3: Water Pollution. That petition neither requests nor waives hearing as required by Procedural Rule 401(b). If hearing is to be waived, such waiver must be accompanied by an affidavit swearing to the truth of the facts alleged in the petition. Further, the Board hereby orders that the city join the developer for outlet H as a party to this action pursuant to Procedural Rules 309 and 303(c).

If these defects are not cured by the filing of an amended petition within 45 days of the date of this Order, the petition will be subject to dismissal.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the _____ day of _____, 1981 by a vote of _____.

Christan L. Moffett, Clerk
Illinois Pollution Control Board