

ILLINOIS POLLUTION CONTROL BOARD
June 18, 1976

VILLAGE OF DUPO,)
)
 Petitioner,)
)
)
 v.) PCB 76-63
)
)
 ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)

INTERIM ORDER OF THE BOARD (by Mr. Dumelle):

On May 19, 1976 the Agency received and forwarded to this Board a letter from the developers who own the lots which are the subject of the Village of Dupo's Petition for Variance. In that letter Elmer and Marian Schlemmer noted their desire for a public hearing and previous letters requesting an opportunity to present their position. The Board finds that in accordance with Procedural Rule 405 a hearing is necessary in this matter.

Due to the time required for public notice and the late submission of the Schlemmer's letter such a hearing could not be scheduled without a further 30-day waiver by the Village of Dupo of its right to a decision within 90-days of the filing of its petition. The Board's decision to hold a hearing in this matter is hereby expressly conditioned upon receipt of such a waiver from the Village of Dupo.

Further, due to the nature and extent of the Schlemmer's interest in this proceeding the Board hereby joins Elmer and Marian Schlemmer as parties to this proceeding.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control hereby certify the above Interim Order was adopted on the 18th day of June, 1976 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board