

ILLINOIS POLLUTION CONTROL BOARD  
June 28, 1977

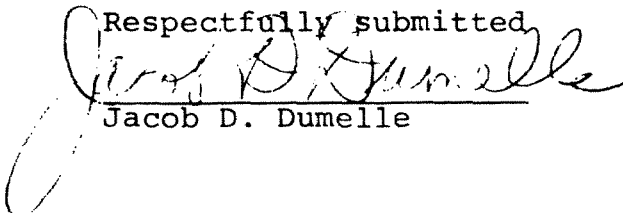
REVERE COPPER AND BRASS, INC., )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 76-246  
 )  
 ) ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 ) Respondent. )

CONCURRING OPINION (by Mr. Dumelle):

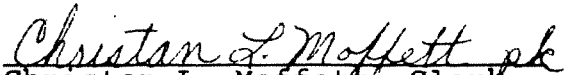
While I agree with the decision I find nothing in this record that indicates the reason for the long delay by Revere in fashioning a compliance program.

The Board adopted its Effluent Criteria (R70-8) on January 6, 1972. These standards became effective December 31, 1973. Now, almost four years after the effective date of this regulation, we are granting a five year variance, presumably from today's date. Nothing in this record tells what Revere did, if anything, in the 1972-73 period after Board passage of the Effluent Criteria and before its effective date. Is this a self-imposed hardship? We just do not know and I give Revere the benefit of the doubt since their Petition is thorough and well researched.

Respectfully submitted,

  
Jacob D. Dumelle

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Concurring Opinion was submitted on the 30th day of June, 1977.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board