## ILLINOIS POLLUTION CONTROL BOARD October 30, 1980

RIVER OAKS VILLAGE, ) Petitioner, ) v. ) PCB 80-188 ILLINOIS ENVIRONMENTAL PROTECTION ) AGENCY, ) Respondent. )

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

River Oaks Village filed a Petition for Administrative Variance on October 14, 1980. Since there is no Administrative Variance, the Board construes the petition as a Petition for Variance and finds that it is deficient under Procedural Rule 401(b) in that there is no request for a hearing, nor a waiver and affidavit.

This petition must be amended to cure that defect within 45 days of the date of this Order or it 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  $20^{4-}$  day of (return, 1980 by a vote of 5-0.

Christan L. Moffett, Clerk Illinois Pollution Control Board