

ILLINOIS POLLUTION CONTROL BOARD  
December 2, 1976

UNION OIL COMPANY OF CALIFORNIA, )  
(Lemont Refinery), )  
 )  
Petitioner, )  
 )  
v. ) PCB 76-303  
 )  
ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
Respondent. )

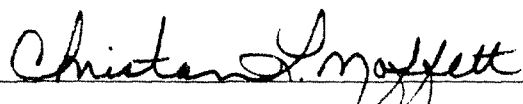
INTERIM ORDER OF THE BOARD (by Mr. Zeitlin):

The Petition for Variance in this matter, filed November 22, 1976, is inadequate. Specifically, the Petition fails to address reasons why further Variance is needed for the subject facility, in light of prior testimony to the effect that compliance with the relevant cyanide standards would be achieved by December 6, 1976. See, Union Oil Company v. EPA, PCB 75-342 (April 8, 1976), Opinion at 5. Further, the Petition fails to include by reference the applicable specific portions of prior Variance proceeding Records.

It is the Order of the Board that Petitioner shall amend its Petition within forty-five (45) days of the date of this Order to provide the above described information. Failure to timely file the amended petition shall cause the Petition to be dismissed for inadequacy without prejudice. The 90-day decision period set by statute shall run from the date of filing of the amended petition.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 2<sup>nd</sup> day of December 1976, by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board