

ILLINOIS POLLUTION CONTROL BOARD
May 16, 1996

MARATHON OIL COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 95-150
)	(Variance - Air)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

DISSENTING OPINION (by J. Theodore Meyer):

I concur in part and dissent in part from the majority opinion in this matter. I agree with the majority that Marathon should be granted a prospective variance from 35 Ill. Adm. Code 216.361(a) concerning Marathon's emissions of carbon monoxide at its oil refinery in Robinson, Illinois. However, I also believe that the facts warrant a granting of a retroactive variance from Section 216.361(a) as well.

J. Theodore Meyer

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above dissenting opinion was filed on the ____ day of _____, 1996.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board