

ILLINOIS POLLUTION CONTROL BOARD
February 4, 1988

EKCO GLACO CORPORATION,)
)
 Petitioner,)
)
 v.) PCB 87-41
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by B. Forcade):

On January 21, 1988, Ekco Glaco filed a motion for rehearing in this matter, asserting that the Board's December 17, 1987, conclusion to deny variance relief is contrary to the evidence, unfounded, and the product of twisted reasoning. Ekco Glaco provided new facts to demonstrate that it has a firm compliance plan and is diligently pursuing compliance. Ekco Glaco urges the Board to reconsider and reverse its decision.

On February 2, 1988, the Illinois Environmental Protection Agency filed a response to that motion, asserting the Board's decision was correct. The Agency asserts that the new facts should not be considered and that if they are considered they demonstrate that the only "firm" compliance date in the original proceeding has now been abandoned by Ekco Glaco.

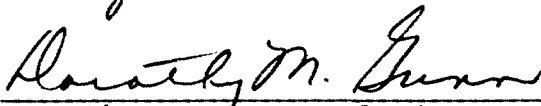
Ekco Glaco has not provided a persuasive case for reconsideration. The motion for rehearing is denied.

IT IS SO ORDERED.

Board Members J.D. Dumelle and J. Theodore Meyer dissented.

Board Member J. Marlin was absent.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 4th day of February, 1988, by a vote of 4-2.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board