

ILLINOIS POLLUTION CONTROL BOARD
November 6, 1975

BORDEN, INC.,)
)
) Petitioner,)
))
))
) v.) PCB 75-423
))
))
) ENVIRONMENTAL PROTECTION AGENCY,)
))
) Respondent.)

ORDER OF THE BOARD (by Mr. Dumelle):


Petition filed October 31, 1975 is inadequate because it does not address the issues raised in the Train v. NRDC case (43 LW 4467 (April 15, 1975) as regards possible violation of ambient air quality standards. Furthermore, no burning rates are given by the Petitioner and thus it is impossible to ascertain the length of time needed for the requested variance.

Petitioner shall amend its Petition within 30 days and file with the Board and the Agency the information necessary to show that the grant of the variance will not result in a violation of ambient air quality standards. The Petitioner shall also waive the 90-day decision period set by statute to run from the date of filing the amended Petition.

Failure to timely file the Amended Petition shall make the Petition liable to dismissal for inadequacy.

IT IS SO ORDERED.

I, Christian L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 6th day of November, 1975 by a vote of 4-0.



Christian L. Moffett, Clerk
Illinois Pollution Control Board