

ILLINOIS POLLUTION CONTROL BOARD

November 29, 1973

CHARLES MEYER & COMPANY,)
)
 Petitioner,)
)
 v.) PCB 73-499
)
 ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF DISMISSAL (by Mr. Henss)

Petitioner has filed a request for variance which consists of the following:

"We are unable to obtain low sulfur coal in our area. Due to anticipated fuel shortages, we would like to apply for a variance. Please let us know if this variance request may be granted."

No further information is given. The Environmental Protection Agency has filed a Motion to Dismiss the petition for variance.

The variance petition is obviously inadequate in that it fails to give any of the information specified in Rule 401 of the Pollution Control Board Regulations. If the Company wishes to file another variance petition, particular attention should be paid to the procedural requirements that certain information be given in the petition. We have no alternative but to dismiss the petition which was filed with the Agency on November 13, 1973.

It is ordered that the variance petition be dismissed without prejudice.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted this 29th day of November, 1973 by a vote of 5 to 0.

Christan L. Moffett