

ILLINOIS POLLUTION CONTROL BOARD
May 8, 1975

ASHLAND CHEMICAL COMPANY,)
Petitioner,)
)
)
v.) PCB 75-174
)
)
ENVIRONMENTAL PROTECTION AGENCY,))
Respondent.)

ORDER OF THE BOARD (by Dr. Odell)

On April 25, 1975, Ashland Chemical Company filed a Petition For Variance with the Illinois Pollution Control Board (Board). Ashland requested a variance from Rules 203 (g)(1)(B) (particulates) and 204(c)(1)(A) (sulfur dioxide) of the Air Pollution Regulations (Chapter Two).

More information is required before the Board can decide on merits of Petitioner's request. In Train v. Natural Resources Defense Council, Inc. 43 LW 4467 (April 15, 1975) the United States Supreme Court ruled that variances from implementation plans can be granted provided that the national ambient air quality standards are not violated. Petitioner has not submitted any data on the ambient air quality standards for particulates and sulfur dioxide for the area in which it is located.

Petitioner is requested to file the required data within 35 days of the adoption of this Order. Failure to file the necessary information will make the Petition for Variance subject to dismissal for lack of information. The 90-day period for final Board action shall begin to run from the time of the filing of the Amended Petition.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 8th day of May, 1975, by a vote of 6-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board