

ILLINOIS POLLUTION CONTROL BOARD  
May 8, 1975

E.W. KNEIP, INC., an )  
Indiana corporation, )  
Petitioner, )  
 )  
v. ) PCB 75-171  
 )  
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, )  
Respondent. )

INTERIM ORDER OF THE BOARD (by Dr. Odell)


On April 24, 1975, E.W. Kneip, Inc. filed a Petition For Variance with the Illinois Pollution Control Board (Board). The Petitioner requested an extension of the variance granted on January 3, 1974 (PCB 73-55 and PCB 73-174, consolidated) as later extended to May 3, 1975 (PCB 74-372) from the requirements of Section 12 of the Illinois Environmental Protection Act (Act) and Rules 203, 402, 404, 405, 407, 408, and 903 of the Water Pollution Regulations (Chapter Three). In substance, Petitioner requests a variance so that it can continue to pollute local streams while it works with the Village of Elburn to construct and operate a consolidated treatment system to control the water pollution problem.

We rule that a hearing should be held in this case. The complexity of the control program and the involvement of the Village of Elburn convince us that a public hearing has merit. During the hearing process, Petitioner will have the opportunity to meet the requirements of Procedural Rule 401 and to show the impact of the program on the community, particularly how local citizens would be affected by the continued pollution of local streams if a variance were granted.

Petition For Variance in PCB 75-171 is ordered to be set for hearing.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Interim Order was adopted on the 2<sup>th</sup> day of May, 1975, by a vote of 5-0.

  
\_\_\_\_\_  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board