

ILLINOIS POLLUTION CONTROL BOARD
May 24, 1990

VILLAGE OF MUNDELEIN,)
)
Petitioner,)
)
v.) PCB 90-23
) (Variance)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by J. Anderson):

This matter is before the Board on the May 21, 1990 filing of a Petition to Modify Opinion and Order of Board from the Village of Mundelein ("Mundelein"). Mundelein seeks a modification of the Board's Order of April 26, 1990, granting Mundelein a variance from 35 Ill. Adm. Code 602.105(a) and 602.106(b) subject to certain conditions. Mundelein asserts that the Illinois Environmental Protection Agency has no objection to the petition.

Mundelein requests the Board to modify this condition 5 of its order by changing the date by which it must advertise for bids from August 1, 1990, to November 1, 1990. In support of its request, Mundelein points to condition 4 of the Board's order which states that Mundelein is to apply for the construction permit that is needed to achieve compliance by August 1, 1990. Mundelein correctly notes that the Agency has 90 days to review the permit application and that it cannot advertise for bids until it has received a construction permit from the Agency. The Board will therefore modify condition 5 to read as follows:

By November 1, 1990, Mundelein shall advertise for bids to be submitted within 60 days, from contractors to do the necessary work described in the construction permit. Mundelein shall accept appropriate bids within a reasonable time. Petitioner shall notify the Agency at the address in condition (4) of each of the following actions: 1) advertisement for bids, 2) names of successful bidders, and 3) whether Mundelein accepted other bids.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board hereby certify that the above Order was adopted on the 24th day of May, 1990, by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board