

ILLINOIS POLLUTION CONTROL BOARD
December 14, 1994

R. LAVIN & SONS, INC.,)
)
 Petitioner,)
)
 v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
 Respondent.)

PCB 90-31
(Variance)

ORDER OF THE BOARD (by R.C. Flegal):

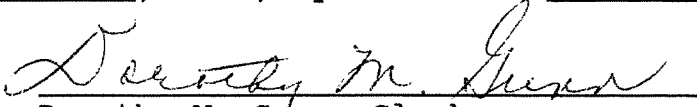
On November 30, 1994 R. Lavin & Sons, Inc. (Lavin) and the Illinois Environmental Protection Agency (Agency) filed status reports pursuant to Board order of September 15, 1994.

Lavin states that the Agency has made a settlement proposal, premised on Lavin submitting additional stormwater data. Both parties acknowledge that Lavin has been submitting stormwater data to the Agency on an ongoing basis. The Agency states that it requires additional data in order to have a representative sample of Lavin's stormwater. Lavin expects this case will be settled and not proceed to hearing.

The Board accepts the parties' status reports and directs all future status reports to be filed at the discretion of the hearing officer.

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 14th day of December, 1994, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board