

ILLINOIS POLLUTION CONTROL BOARD  
August 5, 1993

CITY OF SPRINGFIELD, )  
a municipal corporation, )  
 )  
Petitioner, )  
 )  
v. ) PCB 93-135  
 ) (Variance)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by M. Nardulli):

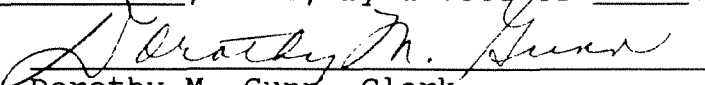
This matter comes before the Board on a petition for a variance filed on July 22, 1993. On the same day, petitioner filed a motion requesting leave to incorporate materials from the record of PCB 88-113, a previous Board docket and for a waiver of the requirement to file four copies of the incorporated record with Board. In support of its motion, City of Springfield states that the record from PCB 88-113 is "substantial and ... would require significant effort on the part of petitioner to compile, reproduce, and deliver to the Board the record."

It appears from City of Springfield's assertions that the record from PCB 88-113 may have a bearing on this matter. However, the record from PCB 88-113 exists only on microfiche. The Board will not waive the filing requirement of four copies. Therefore, the Board grants petitioner's motion to incorporate the materials contingent upon Springfield filing four copies of the materials with the Board. The Board directs City of Springfield to file four copies of the incorporated materials pursuant to 35 Ill. Adm. Code 101.106. The Board wishes to emphasize, however, that it is not inferring that it has hereby determined that the information contained in the incorporated materials is relevant to this matter.

The Board's decision time clock will restart upon the filing of these materials. The Board notes that petitioner has waived hearing. This matter will accordingly be held for the Agency's recommendation.

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 5<sup>th</sup> day of August, 1993, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board