

ILLINOIS POLLUTION CONTROL BOARD
January 23, 1992

CITY OF MORRIS,)	
)	
Petitioner,)	
)	
v.)	PCB 86-4
)	(Combined Sewer
ILLINOIS ENVIRONMENTAL)	Overflow Exception)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

This matter comes before the Board upon filing by the City of Morris ("Morris") on December 2, 1991 of a motion to modify Board Order. On January 8, 1992 the Illinois Environmental Protection Agency ("Agency") filed a response requesting that the motion be granted. On January 9, 1992 the Board issued an order noting that facts asserted in the motion are not of record and were not supported by affidavit as required by the Board's procedural rules. On January 17, 1992 Morris filed an affidavit attesting to the facts at issue.

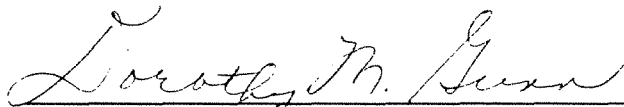
Morris requests that the Board extend the date for filing of an amended petition for exception from November 1, 1991 to November 1, 1992. The date for filing of the amended petition is contained in condition #4 of the Board's April 7, 1988 Opinion and Order (88 PCB 5). In support of this motion, Morris, among other matters, states that insufficient rainfall during 1991 has prevented it from collecting data necessary to complete its petition. Morris has thus been unable to fully characterize the overflow frequencies, strengths, durations, and potential environmental impacts. The additional year is intended to provide time to collect these data.

The Agency believes that granting the one-year extension would be prudent and justified under the existing extraordinary circumstances.

Morris' motion to modify the date in the Board's Order in this matter of April 7, 1988 at condition #4 from November 1, 1991 to November 1, 1992, is hereby granted.

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 23rd day of January, 1992, by a vote of 5-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board