

ILLINOIS POLLUTION CONTROL BOARD  
October 6, 1983

AMERICAN NATIONAL BANK )  
OF CHICAGO, )  
 )  
Petitioner, )  
 )  
v. ) PCB 83-106  
 )  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by J. Anderson):

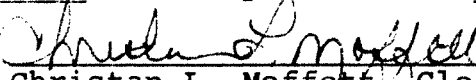
On September 19, 1983 the Bank filed an amended petition for variance, in response to the Board's Order of August 18, 1983 citing numerous deficiencies in the initial petition of August 5, 1983.

Although hearing on this matter was requested, the petition remains deficient in a number of respects. Although the County of DuPage (as treatment plant owner) and the Village of Darien (presumably as owner of the sewer system) were served with a copy of the petition, the Bank did not denominate them either as party petitioners or respondents. Paragraph 8 contains no figures concerning costs of compliance alternatives, and paragraph 9 contains no figures to support its economic hardship claim, or details which would support its asserted reliance on the "advice given by appropriate authorities" that sewer capacity existed at the time of the property's purchase.

The Board cannot allow this matter to proceed to hearing, given these deficiencies, as the petition does not contain sufficient information to enable the Agency to make an informed Recommendation prior to hearing as it is required to do. An amended petition should be filed within 30 days of the date of this Order, or this petition will be subject to dismissal.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 6<sup>th</sup> day of October, 1983 by a vote of 40.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board