

ILLINOIS POLLUTION CONTROL BOARD
April 20, 1995

IN THE MATTER OF:)
)
PROPOSED SITE SPECIFIC WATER)
POLLUTION RULES AND REGULATIONS) R81-19
APPLICABLE TO CITIZENS UTILITIES) (Rulemaking)
COMPANY OF ILLINOIS DISCHARGE)
TO LILY CACHE CREEK) (On Remand)

ORDER OF THE BOARD (by C.A. Manning):

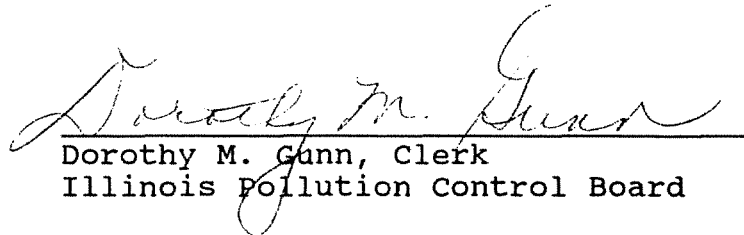
This matter is before the Board on Citizen Utilities of Illinois' (Citizens) status report and motion to further defer proceedings filed on April 13, 1995. Citizens requests that the Board extend the stay in this matter for an additional 90 days in order to allow the Illinois Environmental Protection Agency (Agency) sufficient time in which to issue a NPDES permit consistent with a settlement agreement reached between Citizens, the U.S.EPA and the Agency in a federal enforcement action. Citizens states that when the NPDES permit is issued, this docket and related variance case, PCB 85-95, will be moot and will be withdrawn.

Accordingly, Citizens' request of a 90-day extension is granted and Citizens is directed to file a status report on or before July 13, 1995 indicating the status of the NPDES permit, whether additional time will be required or whether it will be necessary to proceed with this rulemaking. In the event the permit is issued sooner than anticipated, Citizens is requested to file the appropriate motions withdrawing R81-19 and PCB 85-95.

IT IS SO ORDERED.

R.C. Flemal abstains.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 20th day of April, 1995, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board