

ILLINOIS POLLUTION CONTROL BOARD

October 19, 2000

WAUKEGAN PORT DISTRICT,)
)
 Petitioner,)
)
 v.) PCB 01-32
) (UST - FRD)
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)
)

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

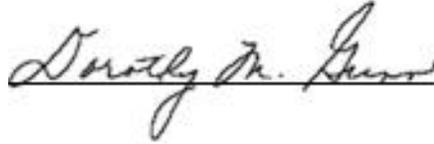
On August 21, 2000, the parties filed a joint request for an extension of the 35-day appeal period of an Illinois Environmental Protection Agency (Agency) determination regarding petitioner's application for reimbursement for a portion of the underground storage tank remediation expenses which petitioner incurred for its facility located at 3500 North McAree Road, Waukegan, Lake County, Illinois. By its order of August 24, 2000, the Board granted the extension "until October 15, 2000, pursuant to section 40(a)(1) of the Environmental Protection Act (Act) (415 ILCS 5/40(a)(1) (1998))." On October 13, 2000, Waukegan Port District filed its petition. The Board accepts this matter for hearing.

The Board's rules require that the Agency file the entire Agency record of the corrective action plan within 14 days of notice of the petition. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the deadline as extended by waiver. See 35 Ill. Adm. Code. 101.105.

Absent any future waivers of the decision deadline, the statutory decision deadline is now February 10, 2001 (120 days from October 13, 2000); the Board meeting immediately preceding the decision deadline is scheduled for February 1, 2001.

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 19th day of October 2000 by a vote of 7-0.

A handwritten signature in cursive script that reads "Dorothy M. Gunn". The signature is written in black ink and is positioned above a solid horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board