

ILLINOIS POLLUTION CONTROL BOARD  
May 21, 2009

BP PRODUCTS NORTH AMERICA, INC. - )  
MAIN PLANT (Log No. B-147-CA-72), )  
 )  
Petitioner, )  
 )  
v. ) PCB 09-106  
 ) (Permit Appeal – Land)  
 ) (90-day Extension)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by G.T. Girard):

On May 5, 2009, the Board received a joint notice to extend the 35-day period for BP Products North America, Inc. - Main Plant (Log No. B-147-CA-72) (petitioner) to appeal a March 31, 2009, determination of the Illinois Environmental Protection Agency (Agency). The determination concerns a former BP Refinery in Wood River, Illinois. *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 101.300(b), 105.208(a). The Agency's decision concerns the corrective action for the site. According to the joint notice, petitioner received the Agency determination on April 3, 2009. Therefore, the deadline to file an appeal is May 8, 2009, which is the 35th day after the petitioner received the Agency decision. *See* 35 Ill. Adm. Code 105.404.

The Board extends the appeal period until August 6, 2009, which is the 90th day after the original deadline. ILCS 415 5/40(a)(1) (2006); *See* 35 Ill. Adm. Code 105.406. If petitioner fails to file an appeal on or before that date, the Board will dismiss this case and close the docket. 35 Ill. Adm. Code 105.404 (2006).

IT IS SO ORDERED.

I, John Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 21, 2009, by a vote of 5-0.



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John Therriault, Assistant Clerk  
Illinois Pollution Control Board