

ILLINOIS POLLUTION CONTROL BOARD
October 18, 2012

TERMINAL RAILROAD ASSOCIATION OF))	
ST. LOUIS,)	
)	
Petitioner,)	
)	
v.)	PCB 13-2
)	(Permit Appeal- Land)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.K. Zalewski):

On July 12, 2012, at the parties' request (Ext. Req.), the Board extended until October 3, 2012, the time period for Terminal Railroad Association of St. Louis (Terminal Railroad) to appeal a May 30, 2012 determination of the Illinois Environmental Protection Agency (Agency). See 415 ILCS 5/40(a)(1) (2010); 35 Ill. Adm. Code 101.300(b), 105.206(c), 105.208(a), (c). In the determination the Agency established conditions in response to Terminal Railroad's submission on October 31, 2011, of a groundwater work plan "to address groundwater contamination in the vicinity of the former oil-water separator and to satisfy Condition 9 of the [Agency's] August 31, 2011 letter." Ext. Req., May 30, 2012 letter at 1. The oil water separator at issue is an 8,000 gallon capacity buried railroad car, which is the subject of a July 2, 1996 RCRA closure plan for one of the alleged hazardous waste management units at Terminal Railroad's St. Clair County site.

Because Terminal Railroad failed to timely file an appeal, the Board dismisses this case and closes the docket.

IT IS SO ORDERED.

Chairman T.A. Holbrook abstained.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on October 18, 2012 by a vote of 3-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board