

ILLINOIS POLLUTION CONTROL BOARD
March 23, 2017

ILLINOIS RAILWAY, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 17-54
)	(Permit Appeal - Land)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On March 10, 2017, the parties timely filed a joint notice to extend the 35-day period within which Illinois Railway, LLC (petitioner) may appeal a February 2, 2017 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2014); 35 Ill. Adm. Code 101.300(b), 105.404(b), 105.406. In the determination, the Agency rejected petitioner's site investigation completion report on the grounds that the Stage 2 site investigation indicated that the applicable contaminants exceed the most stringent Tier 1 remediation objectives. Therefore, the Agency demands a Stage 3 site investigation plan. The determination concerned petitioner's leaking underground storage tank located at the intersection of County Highway 21 and Walnut Street in Wedron, LaSalle County.

The Board extends the appeal period until June 12, 2017, which is the first business day after the date requested by the parties. *See* 415 ILCS 5/40(a)(1) (2014); 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.

IT IS SO ORDERED.

I, Don A. Brown, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 23, 2017, by a vote of 5-0.



Don A. Brown, Assistant Clerk
Illinois Pollution Control Board