

ILLINOIS POLLUTION CONTROL BOARD
March 7, 2024

IMTT ILLINOIS, LLC,)
)
 Petitioner,)
)
 v.) PCB 20-47
) (NPDES Permit Appeal)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Van Wie):

On April 20, 2020, IMTT Illinois, LLC (IMTT) timely filed an amended petition asking the Board to review a December 13, 2019 determination of the Illinois Environmental Protection Agency (IEPA or Agency).¹ The determination concerns IMTT's National Pollutant Discharge Elimination System (NPDES) permit for its facility located at 13589 Main Street in Lemont, Cook County. On May 21, 2020, the Board accepted the amended petition for hearing.

On February 28, 2024, IMTT filed a motion to voluntarily dismiss its petition (Mot.). IMTT reports that the Attorney General's Office does not oppose the request. Mot. at 1.

The Board grants the unopposed motion for voluntary dismissal, dismisses the appeal, and closes the docket.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 7, 2024, by a vote of 4-0.



Don A. Brown, Clerk
Illinois Pollution Control Board

¹ On January 9, 2020, IMTT timely filed a request to extend by 30 days the 35-day period within which it may appeal this Agency determination. On January 16, 2020, the Board granted the request. On February 6, 2020, the parties filed a joint request for 60-day extension of the deadline. On February 20, 2020, the Board noted that, although it can extend the appeal deadline by as much as 90 days, the request for the extension must be filed within the original 35-day appeal period. See 415 ILCS 5/40(a)(1) (2022); 35 Ill. Adm. Code 105.406. The Board construed the request as a timely petition for review and directed IMTT to file an amended petition within 60 days, on or before April 20, 2020.