

ILLINOIS POLLUTION CONTROL BOARD

August 9, 2001

COMMUNITY LANDFILL COMPANY)	
and CITY OF MORRIS,)	
)	
Petitioners,)	
)	
v.)	PCB 01-48
)	PCB 01-49
ILLINOIS ENVIRONMENTAL)	(Permit Appeal - Land)
PROTECTION AGENCY,)	(Consolidated)
)	
Respondent.)	

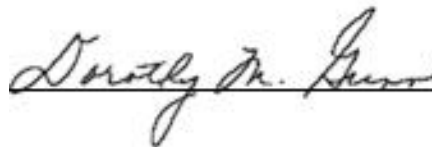
ORDER OF THE BOARD (by R.C. Flegal):

On July 12, 2001, petitioners filed a motion for stay of the Board's April 5, 2001 order affirming, in part, various permit conditions imposed by the Illinois Environmental Protection Agency (Agency). On July 12, 2001, petitioners also filed an appeal in the appellate court.¹ On July 30, 2001, the Agency filed a response objecting to the motion.

The Board generally denies motions to stay where the matter is before the appellate court. See People v. James Lee Watts, individually and d/b/a Watts Trucking Service, Inc. and ESG Watt, Inc. (August 24, 1995), PCB 94-127, and Calvary Temple Church v. IEPA (August 30, 1990), PCB 90-3. In keeping with that practice, the Board denies the motion.

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 9th day of August 2001 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ Community Landfill Company and City of Morris v. Illinois Pollution Control Board and Illinois Environmental Protection Agency, 3-01-552 (July 12, 2001)

