

ILLINOIS POLLUTION CONTROL BOARD
March 21, 1996

THF BELLEVILLE)	
DEVELOPMENT, L.P.,)	
)	
Petitioner,)	
)	
v.)	PCB 96-99
)	(Permit Appeal - NPDES)
ILLINOIS ENVIRONMENTAL,)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (By J Yi):

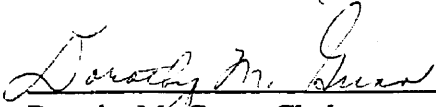
On March 14, 1996, the Illinois Environmental Protection Agency (Agency) filed a "Motion to Postpone Filing an Answer and Record". The Agency requests an extension until July 29, 1996 to file its answer. The deadline in this matter has been waived through September 30, 1996. The parties are presently involved in discussions towards resolution of the issues on appeal. The Agency contends that the filing of the answer is not necessary at this time. The Agency believes that filing of the answer by July 29, 1996 will allow sufficient time for notice, briefing and decision by the Board. The Agency indicates that petitioner has no objection to the extension. As of the date of this order THF Belleville, L.P., has not filed a response.

The Board encourages negotiated settlements of permit appeals, and does not object to the grant of an extension of time for filing the Agency's answer. The Board, however, also encourages expeditious resolution of cases before it. Granting an extension for filing an answer may provide excessive delay if the parties become aware that negotiations are not going to lead to a workable settlement.

The Board therefore grants the Agency's motion for an extension of time to file its answer. However, due to the statutory decision deadline and the time necessary to schedule a hearing in this matter we will only grant the Agency's request until June 28, 1996. The Agency must file its answer on or before June 28, 1996.

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 21st day of March, 1996, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board