

ILLINOIS POLLUTION CONTROL BOARD
March 7, 1996

AT &T,)	
)	
Petitioner,)	
)	
v.)	PCB 96-189
)	(UST Appeal
ILLINOIS ENVIRONMENTAL)	Ninety-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.A. Manning):

On March 6, 1996, the Illinois Environmental Protection Agency (Agency) and AT &T filed a joint notice of extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act, relating to a February 1, 1996 Agency determination regarding AT & T's site classification completion report. The Agency requested the extension "to May 1, 1996, or any other date not more than a total of 90 days from the date of the Agency's final determination."

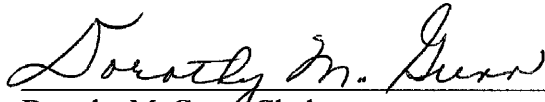
P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(c), which governs the permit appeal process, to provide:

the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the initial appeal period.

As the Board maintains its files by docket number only, the Board will reserve docket PCB 96-189 for any appeal which may be filed by AT & T. In the event that AT & T fails to file an appeal on or before May 1, 1996 (the 90th day after February 1, 1996), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as AT & T files such petition.

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


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board