

ILLINOIS POLLUTION CONTROL BOARD
October 19, 1995

MINNESOTA MINING AND)
MANUFACTURING COMPANY,)
)
Petitioner,)
)
v.) PCB 95-90
) (Variance-Air)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by M. McFawn):

This matter is before the Board on a motion for extension of time to file the Agency recommendation, accompanied by a motion to file instanter, filed by the Illinois Environmental Protection Agency (Agency) on October 13, 1995. The motion to file instanter is hereby granted. In its motion for extension of time, the Agency seeks an extension until February 16, 1996 to file its recommendation in this matter. The Agency has previously been granted two extensions of time to file its recommendation, and the recommendation was therefore due to be filed September 1, 1995.

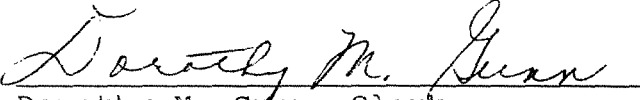
In support of the requested extension, the Agency states that the petitioner has filed four waivers of the decision due date, the latest of which extended the due date in this matter until May 17, 1996. The Agency states that petitioner has applied for the United States Environmental Protection Agency's (USEPA) X-L Program, and that petitioner met with the Agency and interested stakeholders to discuss this application on August 10, 1995. USEPA is expected to announce the final details of this program shortly, at which time a second meeting on petitioner's application will be scheduled.

The Agency states that the requested extension is necessary to allow the parties to pursue a complete resolution of the issues in this matter, which may include petitioner's participation in the X-L Program. The Agency states that it has been authorized to represent that petitioner has no objection to the requested extension.

The Agency's motion for extension of time to file its recommendation in this matter is hereby granted. The Agency's recommendation is now due to be filed on or before February 16, 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 19th day of October, 1995, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board