

ILLINOIS POLLUTION CONTROL BOARD  
April 13, 1995

MEYER STEEL DRUM, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 95-127  
 ) (Permit Appeal-Air  
 ) Ninety-Day Extension)  
 )  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

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

On April 10, 1995, Meyer Steel Drum, Inc. (Meyer) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a March 7, 1995 Agency determination that Meyer's air operating permit application was denied. On April 11, 1995, the Agency filed its agreement to the extension.

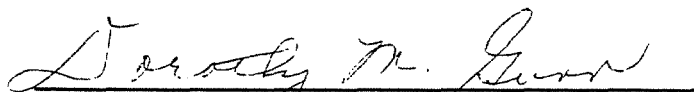
P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(a)(1), which governs the permit appeal process, to provide:

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 95-127 for any appeal which may be filed by Meyer. In the event that Meyer fails to file an appeal on or before July 10, 1995 (the 125th day after March 7, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Meyer 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 13<sup>th</sup> day of April, 1995, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board