

ILLINOIS POLLUTION CONTROL BOARD
November 3, 1994

U.S. DEPARTMENT OF THE ARMY,)	
(Rock Island Arsenal),)	
)	
Petitioners,)	
)	
v.)	PCB 92-216
)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

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

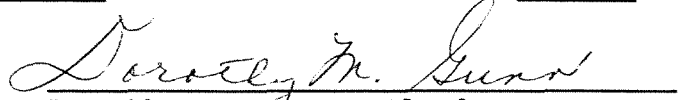
On January 19, 1993, the U.S. Department of the Army (Department), filed an amended petition for review of the Illinois Environmental Protection Agency's (Agency) denial of its Resource Conservation and Recovery Act (RCRA) Part B permit. The Department filed a waiver of the statutory decision deadline on January 26, 1993. The Department's most recent status report filed on July 14, 1994, stated that it was attempting to resolve the matter without proceeding to hearing and that upon Agency approval of a closure plan for the facility it would withdraw its permit appeal petition. Based on this status report, on July 21, 1994, the Board directed the parties to file individually or jointly an updated status report on or before September 9, 1994 if the Department's motion to withdraw this permit appeal was not received.

On October 6, 1994, the Board directed the parties to file an updated status report or a motion to withdraw the permit appeal on or before October 28, 1994. On October 31, 1994 the Board received an updated status report from the Department. This status report states that the Agency has approved its closure plan and the Department is in the process of closing its facility. However, the Department states that due to contracting problems final closure is not expected for another 90 to 120 days. Finally, the status report concludes by stating that once final closure is completed the Department will withdraw its appeal.

The parties are directed to file an updated status report, jointly or individually, on or before February 3, 1995. If in the event that final closure is completed before February 3, 1995, the Department shall file the appropriate motion at that time.

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 3rd day of November, 1994, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board