

ILLINOIS POLLUTION CONTROL BOARD
April 21, 1994

AMERICAN WASTE PROCESSING, LTD.,)
)
Petitioner,)
)
v.) PCB 91-38
) (Permit Appeal)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by E. Dunham):

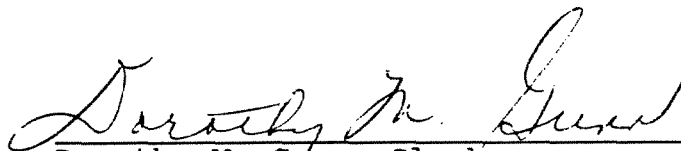
On March 30, 1994, American Waste Processing, Ltd. and the Environmental Protection Agency (Agency) filed a joint motion to stay review of this matter until June 30, 1994.

The last hearing in this matter was held on February 23, 1994 and the petitioner's reply brief was filed on August 11, 1993. As a result of the hearings and briefs, the parties are in agreement that it is in the best interest of all concerned for the Agency to further review this matter. Petitioner has filed a new permit application with the Agency. The Agency is presently reviewing the application. The parties also note that an open waiver of the decision deadline has been provided by the petitioner. Therefore, the parties request that the Board stay its review of the record in this matter until after the Agency has completed its review of the new permit application.

The Board notes that this case was begun in 1991 and this is the third motion for stay filed in this matter. The Board is averse to allowing cases to linger indefinitely. However, the Board agrees that completion of the review of the new permit application by the Agency prior to the Board's review of the record in this matter is in the best interest of all parties. Therefore, the Board grants the motion to stay review of the record in this matter until after June 30, 1994.

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 April, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board