

ILLINOIS POLLUTION CONTROL BOARD
March 11, 1993

5566 BUILDING PARTNERSHIP,)
AND BOX FARM, INC.,)
)
Petitioner,)
)
v.) PCB 93-29
) (UST Fund)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

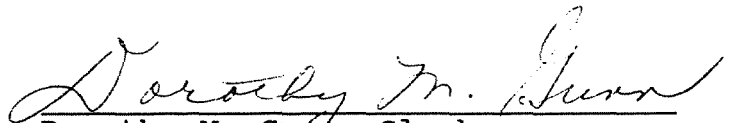
ORDER OF THE BOARD (by J. C. Marlin):

This matter comes before the Board on a March 8, 1993 motion to file the record instantler filed by the Illinois Environmental Protection Agency (Agency). This petition was filed with the Board on February 16, 1993, and the Agency asserts that it received notice of the petition on February 18, 1993. Pursuant to 35 Ill. Adm. Code 105.102(a)(4), the Agency record is to be filed with the Pollution Control Board within 14 days "upon notice of the petition". The record was therefore due to be filed on March 4, 1993. This motion and the record were filed 19 days after the Agency received notice of petitioner's appeal, and are 5 days late.

The Agency's motion to allow filing of the Agency record instantler is hereby granted.

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 11th day of March, 19923 by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0140-0073