

ILLINOIS POLLUTION CONTROL BOARD
May 20, 1993

RIVERSIDE LABORATORIES, INC.,)
)
Petitioner,)
)
v.) PCB 90-165
) (Permit Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by B. Forcade):

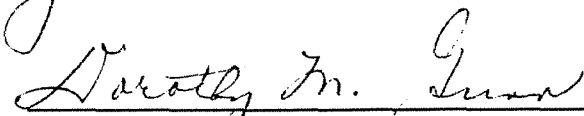
This matter is before the Board on its own motion to correct its prior order in this matter. On May 5, 1993, the Board granted a motion for continuance of stay in this matter until April 1, 1994. The Board notes that Riverside Laboratories has filed a waiver of the decision deadline, extending the deadline until April 1, 1994. The Board granted a continuance of the stay until the deadline in error. Staying this matter until the decision deadline would result in the granting of the variance petition because the Board would be unable to take final action prior to the decision deadline. (415 ILCS 5/38(a) (1992).)

Therefore, the Board modifies its order of May 5, 1993 to change the date of the stay. The Board grants a stay in this matter until December 1, 1993. This will allow sufficient time for the parties to proceed and for the Board to take final action prior to the decision deadline. Riverside Laboratories may petition the Board for an extension of the stay providing that an appropriate waiver of the decision deadline is also filed.

The Board notes that it is also today entering a similar order in Riverside Laboratories v. IEPA (PCB 90-164 & PCB 91-161 cons.) The parties are directed to file an updated status report on or before October 29, 1993.

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 20th day of May, 1993, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0142-0501