

ILLINOIS POLLUTION CONTROL BOARD
April 9, 1992

LTV STEEL COMPANY,)
)
 Petitioner,)
)
 v.) PCB 91-49
) (Permit Appeal)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

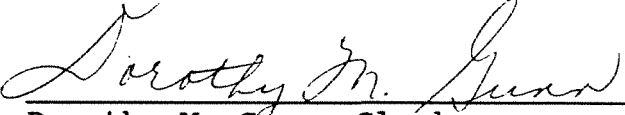
ORDER OF THE BOARD (by J. C. Marlin):

This matter is before the Board on the parties' March 16, 1992 agreed motion to hold this permit appeal in abeyance. The parties state that the sole remaining issue in this Permit Appeal is the thermal limitations required by the Draft Permit. LTV has agreed to perform a thermal study of a section of the Calumet River, in conjunction with Acme Steel Company, a neighboring steel facility that has a similar permit appeal pending before the Board. LTV asserts that the results of the thermal study will provide the basis for an adjusted standard petition that LTV and Acme Steel intend to file to adjust the thermal limitations currently set in their Permits that are on appeal. LTV Steel moves the Board to hold this permit appeal in abeyance pending the outcome of the thermal study and the outcome of the adjusted standard. Finally, LTV states that should the "third airport" be developed in the proposed Lake Calumet area, the facility that is the subject of this appeal would probably be demolished, rendering this appeal moot.

The Board notes that, while decision in this matter is currently due on September 1, 1992, LTV apparently seeks an indefinite "stay" of this permit appeal. The Board will accordingly construe LTV's motion as a motion for stay. The Board will not grant this request, particularly since the motion contains no detail concerning LTV's projected timetable for completion of its thermal study; the Board has an obligation to bring permit appeals to a timely resolution. The Board will, however, stay this proceeding for a 60-day period, through May 25, 1992, at which time the parties are directed to file a status report. In the event the parties wish to seek an additional stay, any motion must be accompanied by an appropriate waiver of the Board's decision deadline and information sufficient to allow the Board to determine the anticipated date for conclusion of this action.

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 9th day of April, 1992, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board