

ILLINOIS POLLUTION CONTROL BOARD
October 10, 1991

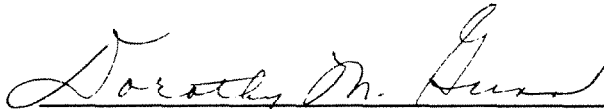
GEORGE WEBER CHEVROLET)	
FACILITY,)	
)	
Petitioner,)	
)	
v.)	PCB 91-182
)	(Underground Storage Tank Fund
)	Reimbursement Determination)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On September 20, 1991, George Weber Chevrolet filed an appeal of an underground storage tank fund reimbursement determination made by the Agency on January 8, 1991. This filing, made some eight months after the Agency decision, is well outside the 35 day appeal period prescribed by Section 28.18b of the Act. The parties are directed to address the issue of the Board's jurisdiction to hear this appeal, particularly in light of the recent ruling in Kevin Holmes v. Aurora Police Pension Fund Board of Trustees, et al, No. 2-90-1432 (2d Dist. slip op. August 9, 1991). The parties are directed to make any appropriate filings in such manner that they are received in the Board's offices on or before October 22, 1991.

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 10th day of October, 1991 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board