

ILLINOIS POLLUTION CONTROL BOARD

June 6, 2002

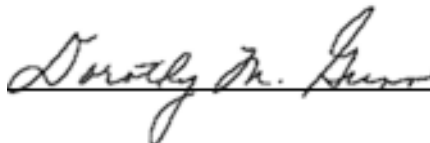
GALLAGHER ASPHALT,)	
)	
Petitioner,)	
)	
v.)	PCB 02-203
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.A. Manning):

On May 17, 2002, the parties timely filed a joint notice to extend the 35-day period within which Gallagher Asphalt (Gallagher) may appeal an April 17, 2002 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2000); 35 Ill. Adm. Code 105.206(c), 105.208(a), (c). The Agency denied reimbursement of certain corrective action costs regarding Gallagher's facility located at 2005 Kenosha Road, Thornton, Cook County. Since the record does not specify the service date on Gallagher, the Board calculates the extension from the date of the determination. The Board extends the appeal period until August 20, 2002, as the parties request. *See* 415 ILCS 5/40(a)(1) (2000); 35 Ill. Adm. Code 105.208(a). If Gallagher fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 6, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board