

ILLINOIS POLLUTION CONTROL BOARD
July 11, 1985

CITGO PETROLEUM CORP.,)
)
 Petitioner,)
)
 v.) PCB 85-99
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Anderson):

By letter of July 5, 1985, Citgo Petroleum Corporation (Citgo) articulated its disagreement with Condition 4 contained in an NPDES permit for its Arlington Heights facility issued by the Illinois Environmental Protection Agency (Agency) June 7, 1985. Citgo noted that "[a]lthough it is the company's opinion and hope that this issue can be resolved by less formal means, by way of this letter, Citgo is requesting an adjudicatory hearing to protect its right to a hearing."

To protect Citgo's rights, the Board has docketed this appeal. However, the letter is lacking information normally found in a petition for review, such as the full text of the challenged condition, and a description of the facility and its processes, see 35 Ill. Adm. Code 105.102(a)(2) and (b)(7). In addition, although the letter indicates that a copy was sent to the Agency, it would appear that the filing and formal service requirements of 35 Ill. Ad. Code 103.122 and 103.123 were not met.

Therefore, the Board orders Citgo to file a more formal petition for review remedying the noted deficiencies, and to formally make service of the petition as previously specified, within 14 days of the date of this Order. Finally, this Order should not be construed as staying the time by which the Agency is to file the record in this matter.

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 July, 1985 by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board