ILLINOIS POLLUTION CONTROL BOARD January 23, 1986

C. GROOT AUTOMATIC DISPOSAL CO.,)		
Petitioner,)		
v)	PCB 86-1	. 3
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)		
Respondent.))		

ORDER OF THE BOARD (by J. Anderson):

On January 22, 1986, C. Groot Automatic Disposal Co. filed a letter which it states constitutes its appeal of certain monitoring conditions of NPDES permit IL 0062481 issued January 7, 1981. This petition is deficient, as it fails to specifically state which conditions are the subject of the appeal as required by 35 Ill. Adm. Code 105.102(b)(7), and does not indicate that service has been made as required by 35 Ill. Adm. Code 105.102(b)(4). Accordingly, the Board on its own motion requires a specification of errors pursuant to Section 105.102(b)(7). The Board notes that inclusion of the information specified in Section 105.102(a)(2) would more fully advise the Board of the circumstances of this appeal. If an amended petition curing these deficiencies is not filed within 45 days of the date of this Order, this action will be subject to dismissal.

Finally, since hearing cannot be scheduled on the existing petition due to petitioner's failure to file with the Board and serve the Agency with an adequate petition, the Board must deem that petitioner has waived the 120 day decision period of Section 40(a)(3) for the number of days petitioner takes to file an amended petition. To aid petitioner, the Board directs its Clerk to mail petitioner copies of this Order, the Act, and the Procedural Rules via first class mail, certified mail service of the Order to follow.

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 and day of Across, 1986, by a vote of 200.

Dorothy M. Gunn, Clerk

Illinois Pollution Control Board