

ILLINOIS POLLUTION CONTROL BOARD
March 3, 1977

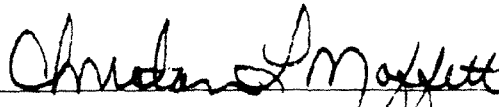
JOHN SEXTON CONTRACTORS CO.,)
)
) Petitioner,)
)
) v.) PCB 75-478
)
) ENVIRONMENTAL PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by Mr. Zeitlin):

On February 17, 1977, this Board, on Motion of Petitioner, dismissed the instant case. On February 22, 1977, Intervenor Village of Richton Park filed a Motion in Opposition to Petitioner's Motion to Dismiss. In that Motion Intervenor reiterated their position that Petitioner's permit, as granted by Respondent, is not valid, and that the validity of said permits has not been finally adjudicated. Intervenor has failed to show how such issues were ever properly before the Board in the instant case. Because it was not timely filed, we treat Intervenor's motion as one for reconsideration of our February 17, 1977 dismissal Order, and deny it.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 3RD day of March, 1977, by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board