

ILLINOIS POLLUTION CONTROL BOARD
January 23, 2003

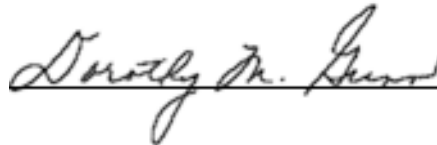
SATHER ENTERPRISES, LTD.,)	
)	
Petitioner,)	
)	
v.)	PCB 03-99
)	(UST Fund)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by T. E. Johnson):

On January 8, 2003, Sather Enterprises, Ltd. (Sather) and the Illinois Environmental Protection Agency (Agency) sent by certified mail a joint request to extend the 35-day period for petitioning a December 4, 2002 Agency determination. The Board received the petition on January 10, 2003. Because the postmark date precedes the filing deadline date, the petition is deemed timely filed on the postmark date. 35 Ill. Adm. Code 101.300(b)(2). The Agency determination modified the amended Site Classification Work Plan Budget regarding Sather's leaking underground storage tank site at Route 54 and Route 150 in Dewitt County. The Board extends the appeal period until April 10, 2003, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.208(a). If Sather 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 January 23, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board