

ILLINOIS POLLUTION CONTROL BOARD
March 6, 2003

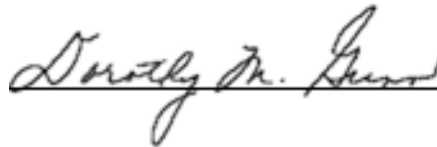
MICK'S GARAGE,)	
)	
Petitioner,)	
)	
v.)	PCB 03-126
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On February 18, 2003, the parties placed into the U.S. mail a joint request to extend the 35-day period within which Mick's Garage may appeal a January 10, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.206(c), 105.208(a), (c). Mick's Garage was served with the Agency's determination on January 11, 2003. The Board received the joint request on February 21, 2003. The 35-day filing deadline in this case extended to February 18, 2003. *See* 35 Ill. Adm. Code 101.300(a). Because the joint request was postmarked February 18, 2003, the joint request was timely filed. *See* 35 Ill. Adm. Code 101.300(b)(2). In this case, the Agency accepted a site characterization report/corrective action plan, but applied a \$50,000 deductible toward reimbursement from the leaking underground storage tank fund regarding Mick's Garage's underground storage tank site at 1251 East Chain of Rocks Road in Pontoon Beach, Madison County. The Board extends the appeal period until May 16, 2003, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.208(a). If Mick's Garage 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 March 6, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board