

ILLINOIS POLLUTION CONTROL BOARD
May 1, 2003

CITY OF SALEM, an Illinois municipal Corporation,)
)
)
 Petitioner,)
)
 v.) PCB 01-153
) (Permit Appeal - Land)
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
)
 Respondent.)

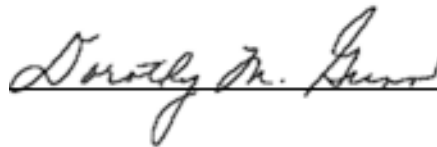
ORDER OF THE BOARD (by T.E. Johnson):

On April 14, 2003, the petitioner filed a motion for voluntary dismissal in this matter. In the motion, the petitioner represents that it filed another permit application following settlement discussion between the parties that will resolve this appeal. The petitioner asserts that all issues between the parties have been resolved, and requests that the Board dismiss the petition for review.

To date, the Agency has filed no response to the motion. Pursuant to Section 101.500(d) of the Board's procedural rules, if no response is filed to a motion within 14 days after service, the party will be deemed to have waived objection. See 35 Ill. Adm. Code 101.500(d). The petitioner's motion to dismiss is granted, and the docket is closed.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 1, 2003, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board