

ILLINOIS POLLUTION CONTROL BOARD
January 22, 2004

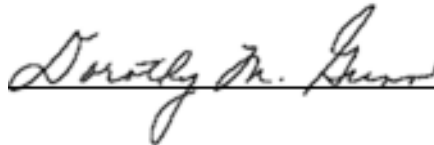
ILLINOIS STATE TOLL HIGHWAY)	
AUTHORITY (Des Plaines South),)	
)	
Petitioner,)	
)	PCB 04-119
v.)	(UST Appeal)
)	(90-Day Extension)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by J.P. Novak):

On January 9, 2004, the parties timely filed a joint notice to extend the 35-day period within which Illinois State Toll Highway Authority may appeal a December 4, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. The Agency rejected petitioner's high priority corrective action plan for Illinois State Toll Highway Authority's leaking underground petroleum storage tank facility located at Northwest Tollway (I-90), eastbound at mile post 4.5, Des Plaines, Cook County. The Board extends the appeal period until April 7, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Illinois State Toll Highway Authority 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 22, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board