

ILLINOIS POLLUTION CONTROL BOARD
April 1, 2004

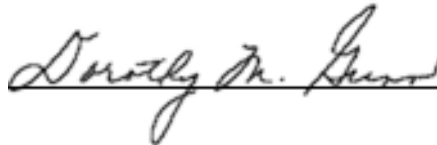
EAVES AUTO REPAIR,)	
)	
Petitioner,)	
)	
v.)	PCB 04-163
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On March 18, 2004, the parties timely filed a joint notice to extend the 35-day period within which Eaves Auto Repair may appeal a February 9, 2004 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 approved petitioner's high priority corrective action plan, with modifications, for Eaves Auto Repair's leaking underground petroleum storage tank facility located at 538 South Railroad Avenue, Paxton, Ford County. The Board extends the appeal period until June 15, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Eaves Auto Repair 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 April 1, 2004, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board