

ILLINOIS POLLUTION CONTROL BOARD
October 21, 2004

RUSS TAYLOR,)	
)	
Petitioner,)	
)	
v.)	PCB 05-65
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

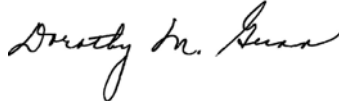
ORDER OF THE BOARD (by J.P. Novak):

On October 12, 2004, the parties timely filed a joint notice to extend the 35-day period within which Russ Taylor may appeal a September 1, 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 rejected denied petitioner's high priority corrective action plan budget for Russ Taylor's leaking underground petroleum storage tank facility located at Route 47 and Eastwood Drive, Mahomet, Champaign County.

The Board extends the appeal period until January 5, 2005.¹ *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Russ Taylor 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 October 21, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ The request was for January 6, 2005, which is beyond the time allowed under the Environmental Protection Act.