

ILLINOIS POLLUTION CONTROL BOARD
January 6, 2005

ILLINOIS STATE TOLL HIGHWAY)	
AUTHORITY (Belvidere North Oasis),)	
)	
Petitioner,)	
)	
v.)	PCB 05-118
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

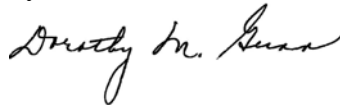
ORDER OF THE BOARD (by J.P. Novak):

On December 28, 2004, the parties timely filed a joint notice to extend the 35-day period within which the Illinois State Toll Highway Authority may appeal a November 16, 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 denied petitioner's request for reimbursement from the UST Fund of certain costs of corrective action for the Illinois State Toll Highway Authority's leaking underground petroleum storage tank facility located at Northwest Tollway mile post 54.7.

The Board extends the appeal period until March 23, 2005, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If the 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 6, 2005, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board