

ILLINOIS POLLUTION CONTROL BOARD

September 1, 2005

BEVERLY BANK,)	
)	
Petitioner,)	
)	
v.)	PCB 06-32
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

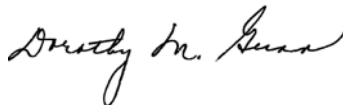
ORDER OF THE BOARD (by J.P. Novak):

On August 30, 2005, the parties timely filed a joint notice to extend the 35-day period within which Beverly Bank may appeal a July 20, 2005 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2004); 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 the site investigation plan for Beverly Bank's leaking underground petroleum storage tank facility located at 10258 South Western Avenue, Chicago, Cook County.

The Board extends the appeal period until November 28, 2005, as the parties request. *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.406. If Beverly Bank 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 September 1, 2005, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board