

ILLINOIS POLLUTION CONTROL BOARD
February 1, 2007

BIGGS BROTHERS SERVICE CENTER,)
)
 Petitioner,)
)
 v.)
)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
 Respondent.)

PCB 06-88
(UST Appeal)

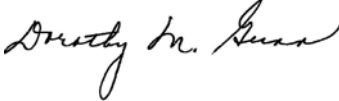
ORDER OF THE BOARD (by T.E. Johnson):

On December 15, 2005, at the parties' request, the Board extended until March 9, 2006, the time period for Biggs Brothers Service Center (Biggs) to appeal a November 3, 2005 determination of the Illinois Environmental Protection Agency (Agency). At issue is the Agency's rejection of the revised amended high priority corrective action plan for Biggs' leaking underground petroleum storage tank facility located at 2540 Kingshighway, Fairmont City, St. Clair County. The Board accepted the petition for hearing on March 16, 2006.

On January 29, 2007, Biggs filed a motion to dismiss the permit appeal. In the motion, Biggs asserts that the issues raised in this appeal have been compromised and settled. Mot. at 1. Biggs asks the Board to dismiss the pending permit appeal. The motion is granted. The Board hereby dismisses the petition, and closes 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 February 1, 2007, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board