

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

SEP 22 2014

STATE OF ILLINOIS
Pollution Control Board

HAMILTON & GROVE PROPERTIES, INC.,)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Respondent.)

PCB 15- 71
(Site Remediation Program Request
for Payment Appeal – Ninety Day
Extension)



ORIGINAL

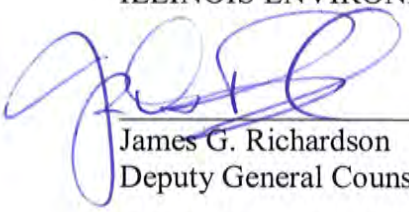
NOTICE

John Therriault
Clerk
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601-3218

James B. Williams
Attorney at Law
7705 South Cottage Grove Avenue
Chicago, Illinois 60619

PLEASE TAKE NOTICE that I have today caused to be filed a REQUEST FOR NINETY DAY EXTENSION OF APPEAL PERIOD with the Illinois Pollution Control Board, copies of which are served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY


James G. Richardson
Deputy General Counsel

Dated: September 17, 2014
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

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STATE OF ILLINOIS
Pollution Control Board

HAMILTON & GROVE PROPERTIES, INC.,)
Petitioner,)

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ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Respondent.)

) PCB No. 15- 71
) (Site Remediation Program Request
) for Payment Appeal – Ninety Day
) Extension)
)

**REQUEST FOR NINETY DAY EXTENSION
OF APPEAL PERIOD**

NOW COMES the Respondent, the Illinois Environmental Protection Agency (“Illinois EPA”), by one of its attorneys, James G. Richardson, Deputy General Counsel, and, pursuant to Section 40(a)(1) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(1)) and 35 Ill. Adm. Code 105.208, hereby requests that the Illinois Pollution Control Board (“Board”) grant an extension of the thirty-five (35) day period for petitioning for a hearing to December 18, 2014, or any other date not more than a total of one hundred twenty-five (125) days from the date of receipt of the Illinois EPA’s Site Remediation Program Request for Payment. In support thereof, the Illinois EPA respectfully states as follows:

1. Illinois EPA issued Petitioner an August 11, 2014 Site Remediation Program Request for Payment.

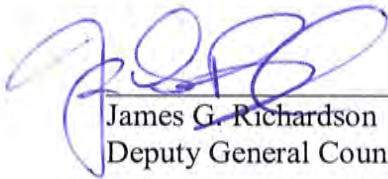
2. On September 11, 2014, the Petitioner made a written request to the Illinois EPA for an extension of time by which to file a petition for review, asking the Illinois EPA to join in requesting that the Board extend the thirty-five day period for filing a petition by ninety days. Petitioner indicates it received the Site Remediation Program Request for Payment on August 15, 2014.

3. The additional time requested by the parties may eliminate the need for a hearing in this matter or, in the alternative, allow the parties to identify issues and limit the scope of any hearing that may be necessary to resolve this matter.

WHEREFORE, for the reasons stated above, the parties request that the Board, in the interest of administrative and judicial economy, grant this request for a ninety-day extension of the thirty-five day period for petitioning for a hearing.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



James G. Richardson
Deputy General Counsel

Dated: September 17, 2014

1021 North Grand Avenue, East
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544
217/782-9143 (TDD)

THIS FILING IS SUBMITTED ON RECYCLED PAPER

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
COST RECOVERY INVOICE
DIVISION OF LAND POLLUTION CONTROL

RECEIVED
8/15/14
FRIDAY

August 11, 2014

Hamilton & Grove Avenue
Jim Williams
7705 South Cottage Grove Avenue

Chicago, IL 60619

LPC #: 0316755103
Burdiak, Barry / Chicago
Project Code: LP52 3M2
Invoice #: 166249
Invoice Date: August 11, 2014

Invoice Reference Period: April 2014 through June 2014

Signed Service Agreement Date: 12/9/2013

Personal Services, Fringe Benefits and Indirect	\$1,269.54
Travel	\$0.00
Contractual - Professional Services	\$0.00
Laboratory Services	\$0.00
Other	\$0.00
Supplies	\$0.00
NFR Assessment Letter Dated 4/24/2014	\$2,500.00
Adjustments	\$0.00
Subtotal	\$3,769.54
Less Prepayment	\$0.00
Invoice Total - Due in 45 DAYS:	\$3,769.54
Previous Balance	\$5,737.39
Balance as of June 2014	\$9,506.93

This invoice may be referred to the State Comptroller's Offset system if more than 45 days past due per 15ILCS 405/10.05. Debt more than 90 days past due may be referred to the Department of Revenue's Debt Collection Bureau per P.A. 90-0570. The Remedial Applicant may appeal this invoice to the Illinois Pollution Control Board within 35 days of receipt as provided in 415 ILCS 5/40. Included in this invoice is the No Further Remediation Assessment amount, which is due for the above named site. This amount is pursuant to Title 17 of the Act (415 ILCS 5/58.10) (g).

Please note that all of the Agency's oversight costs for this site may not have been compiled at the billing date. Because the necessary billing information is developed on a quarterly basis by the Agency's computer system, all costs related to the project have only been compiled through June 2014. Any remaining costs after June 2014 will be in the next quarter's invoice. If applicable, you will be invoiced within four months.

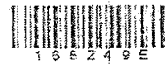
Technical questions: Andrew Catlin 217/524-3290 Billing questions: Keith Dickerson 217/558-0084

Return this Payment Remittance Stub with Check Payable to Illinois EPA Hazardous Waste Fund

Remit to: Illinois EPA
Fiscal Services #2
P.O. Box 19276
Springfield, IL 62794-9276



LPC Number : 03167551
Project Code: LP52 3M2



Due Date: September 25, 2014
Amount Due: \$9,506.93

BURDIAK, BARRY

LP 52 3M2 1407 - 1412

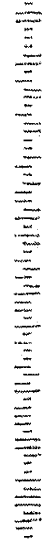
Assgn Div.	Unit Code	Pay Period	Employee	Total Hours	Amount Total	Allocated Direct Program Costs	Indirect Costs	Total Cost
LP	W	1408	DUNN GREGORY W	1.00	\$96.36			
LP	W	1408	CATLIN ANDREW	7.00	\$503.41			
Fiscal Year: 2014					\$599.77	\$366.10	\$303.67	\$1,269.54
Assigned Division: LP					\$599.77	\$366.10	\$303.67	\$1,269.54
Grand Total:					\$599.77	\$366.10	\$303.67	\$1,269.54



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276
SPRINGFIELD, ILLINOIS 62794-9276

60 60519 60519



SUMMARY OF IEPA COSTS INCURRED AND PAID

INVOICE DATE: May 30, 2014
 INVOICE # 150694
 INVOICE PERIOD: October 2013 Through March 2014
 SITE NAME: Burdiak, Barry
 LPC # 0316755103 Project Code: LP 52 3M2

PERSONAL SERVICES, FRINGE BENEFITS AND INDIRECT TRAVEL		\$6,237.39
CONTRACTUAL PROFESSIONAL SERVICES		\$0.00
LABORATORY SERVICES		\$0.00
OTHER		\$0.00
SUPPLIES		\$0.00
Total Adjustments		\$0.00
	SUBTOTAL	\$6,237.39
LESS PREPAYMENT		(\$500.00)
** INVOICE TOTAL - PAYMENT DUE IN 45 DAYS:		\$5,737.39
	Previous Balance	\$0.00
	BALANCE DUE	\$5,737.39

PAYMENT DUE DATE: July 14, 2014

TECHNICAL QUESTIONS SHOULD BE DIRECTED TO:
 ANDREW CATLIN, PROJECT MANAGER
 VOLUNTARY SITE REMEDIATION UNIT
 REMEDIAL PROJECT MANAGEMENT SECTION
 DIVISION OF REMEDIATION MANAGEMENT
 BUREAU OF LAND
 PHONE # 217/524-3290

CHECKS SHOULD BE MADE PAYABLE TO:
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 FOR DEPOSIT INTO THE HAZARDOUS WASTE FUND

PLEASE INCLUDE YOUR FEIN / SSN AND YOUR 10-DIGIT LPC NUMBER ON YOUR CHECK

MAIL YOUR REMITTANCE, ALONG WITH A COPY OF THIS INVOICE TO:
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 DIVISION OF ADMINISTRATION, FISCAL SERVICES SECTION
 1021 NORTH GRAND AVENUE EAST - P.O. BOX 19276
 SPRINGFIELD, IL 62794-9276

BURDIAK, BARRY

LP 52 3M2 1319 - 1406

Assgn Div.	Unit Code	Pay Period	Employee	Total Hours	Amount Total	Allocated Direct Program Costs	Indirect Costs	Total Cost
LP	W	1402	CATLIN ANDREW	10.50	\$692.19			
LP	W	1403	CATLIN ANDREW	6.50	\$514.19			
LP	W	1404	CATLIN ANDREW	6.00	\$474.64			
LP	W	1405	CATLIN ANDREW	16.00	\$1,265.72			
Fiscal Year: 2014					\$2,946.74	\$1,798.69	\$1,491.96	\$6,237.39
Assigned Division: LP					\$2,946.74	\$1,798.69	\$1,491.96	\$6,237.39
Grand Total:					\$2,946.74	\$1,798.69	\$1,491.96	\$6,237.39

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SEP 22 2014

STATE OF ILLINOIS
Pollution Control Board

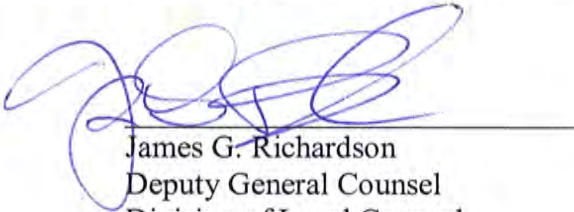
CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on September 17, 2014 I served true and correct copies of a REQUEST FOR NINETY DAY EXTENSION OF APPEAL PERIOD by first class mail of the United States Postal Service upon the persons as follows:

John Therriault
Clerk
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601-3218

James B. Williams
Attorney at Law
7705 South Cottage Grove Avenue
Chicago, Illinois 60619

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



James G. Richardson
Deputy General Counsel
Division of Legal Counsel
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