

ILLINOIS POLLUTION CONTROL BOARD
April 6, 2006

CITY OF KANKAKEE,)	
)	
Petitioner,)	
)	
v.)	PCB 06-147
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

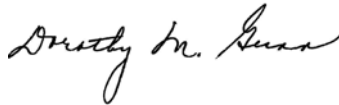
ORDER OF THE BOARD (by G.T. Girard):

On March 14, 2006, the parties timely filed a joint notice to extend the 35-day period within which the City of Kankakee may appeal a February 10, 2006 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 denied the request for approval of certification of closure for the City of Kankakee's leaking underground petroleum storage tank facility located at the compost site at the former Starlight Drive-In in Kankakee, Kankakee County.

The Board extends the appeal period until June 18, 2006, as the parties request. *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.406. If the City of Kankakee 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 April 6, 2006, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board