

ILLINOIS POLLUTION CONTROL BOARD
June 21, 2007

WATERTOWER MARINA, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 07-138
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On June 11, 2007, the Board received a joint notice to extend the 35-day period within which Watertower Marina, Inc. (Watertower) may appeal a May 11, 2007 determination of the Illinois Environmental Protection Agency (Agency). According to the joint notice, Watertower received the Agency determination on May 14, 2007. The joint request was therefore timely filed. *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 101.300(b)(2), 105.406. The Agency's determination concerns Watertower's leaking underground storage tank site located at 3112 West Lincoln Road in McHenry County. In the determination, the Agency accepted Watertower's Corrective Action Plan but modified the budget.

The Board extends the appeal period until September 16, 2007, as the parties request, based on the May 14, 2007 decision receipt date. *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 105.406. If Watertower 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, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 21, 2007, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board