

ILLINOIS POLLUTION CONTROL BOARD
September 20, 1979

SAHARA COAL COMPANY, INC.)
)
) Petitioner,)
))
) v.) PCB 79-146
))
ENVIRONMENTAL PROTECTION AGENCY,)
))
) Respondent.)

ORDER OF THE BOARD (by Dr. Satchell):

In a letter received September 7, 1979 Petitioner Sahara Coal Company, Inc., requested that the Board take no action on its variance petition until such time as it might present additional information. The Board construes this letter as a motion for leave to amend and a waiver of Petitioner's right under §38 of the Environmental Protection Act to a decision within ninety days after filing of the petition.

Petitioner is granted leave to file an amended variance petition within forty-five days of the date of this Order. The ninety day decision period will commence from the date such amendment is filed.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 20th day of September 1979 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board