

ILLINOIS POLLUTION CONTROL BOARD
September 9, 1999

NAPERVILLE RADIATOR SERVICES,)
)
 Petitioner,)
)
 v.) PCB 00-5
) (UST - Appeal)
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)
)

ORDER OF THE BOARD (by C.A. Manning):

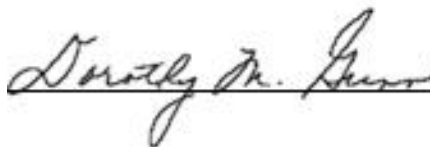
On July 12, 1999, the Illinois Environmental Protection Agency (Agency) and petitioner filed a request for extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act (415 ILCS 5/40(a)(1) (1998)), relating to a June 4, 1999 Agency determination. On September 2, 1999, the Board received petitioner's petition for review. The final determination concerns petitioner's site located 833 North Washington, Naperville, DuPage County, Illinois. The Board accepts this matter for hearing.

The Board's rules require that the Agency file the entire Agency record of the permit application within 14 days of notice of the petition. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the decision deadline as extended by a waiver. See 35 Ill. Adm. Code 101.105.

Absent any future waivers of the decision deadline, the statutory decision deadline is now December 31, 1999 (120 days from September 2, 1999); the Board meeting immediately preceding the decision deadline is scheduled for December 16, 1999.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 9th day of September 1999 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board