

ILLINOIS POLLUTION CONTROL BOARD
July 12, 2012

TERMINAL RAILROAD ASSOCIATION OF))	
ST. LOUIS,)	
)	
Petitioner,)	
)	PCB 13-2
v.)	(Permit Appeal - Land)
)	(90-Day Extension)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.K. Zalewski):

On July 5 2012, the parties timely filed a joint notice (Notice) to extend the 35-day period within which Terminal Railroad Association of St. Louis (Terminal Railroad) may appeal a May 30, 2012 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2010); 35 Ill. Adm. Code 101.300(b), 105.206(c), 105.208(a), (c). In the determination, the Agency established conditions in response to petitioner's October 31, 2011 submission of a groundwater workplan. The workplan "was submitted to address groundwater contamination in the vicinity of the former oil-water separator and to satisfy Condition 9 of the [Agency's] August 31, 2011 letter." Notice, May 30, 2012 letter at 1. The oil water separator at issue is an 8,000 gallon capacity buried railroad car, which is the subject of a July 2, 1996 RCRA closure plan for one of the alleged hazardous waste management units at Terminal Railroad's St. Clair County site.

The Board extends the appeal period until October 3, 2012, as the parties request. *See* 415 ILCS 5/40(a)(1) (2010); 35 Ill. Adm. Code 105.208(a). If Terminal Railroad fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

Chairman T.A. Holbrook abstained.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on July 12, 2012, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board