

ILLINOIS POLLUTION CONTROL BOARD
November 16, 1995

FLORIDA PLASTICS)
INTERNATIONAL, INC.,)
)
Petitioner,)
)
v.) PCB 96-100
) (Permit Appeal-Air
) Ninety-Day Extension)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

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

On November 7, 1995, Florida Plastics International, Inc. (Florida Plastics) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a October 4, 1995, Illinois Environmental Protection Agency (Agency) final permit application determination. The Agency on November 8, 1995 filed its agreement to the extension. The Agency requested the extension "to January 2, 1996, or any other date not more than a total of 90 days from the date of the Agency's final determination".

P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(a)(1), which governs the permit appeal process, to provide:

the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the initial appeal period.

As the Board maintains its files by docket number only, the Board will reserve Docket PCB 96-100 for any appeal which may be filed by Florida Plastics. In the event that Florida Plastics fails to file an appeal on or before January 2, 1996 (the 90th day after October 4, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Florida Plastics files such petition.

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 ___ day of _____, 1995, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board