

ILLINOIS POLLUTION CONTROL BOARD
April 17, 2003

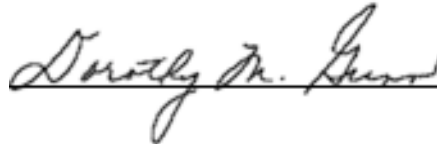
SWIF-T-FOOD MART,)	
)	
Petitioner,)	
)	
v.)	PCB 03-185
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by T.E. Johnson):

On April 9, 2003, the parties timely filed a joint notice to extend the 35-day period within which Swift-T-Food Mart may appeal a March 3, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.206(c), 105.208(a), (c). Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. The Agency approved payment of requested corrective action plan costs, with modifications, for Swift-T-Food Mart's leaking underground petroleum storage tank facility located at 1100 Belvidere Road, Waukegan, Lake County. The Board extends the appeal period until July 7, 2003, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.208(a). If Swift-T-Food Mart 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, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 17, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board