

ILLINOIS POLLUTION CONTROL BOARD  
August 9, 1990

CITY OF OGLESBY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 86-3
	)	(CSO Exception)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J. Anderson):

On June 29, 1990, the City of Oglesby ("Oglesby") filed both a "Motion for Reconsideration" and an "Amended Petition" with the Board. On July 6, 1990, the Illinois Environmental Protection Agency ("Agency") filed a "Motion to Extend Time to File a Response to the City's Motion for Reconsideration", requesting that the Board grant it until July 20, 1990, to file its response. On July 19, 1990, the Board issued an order giving the Agency until July 20, 1990, to file its response to the "Motion for Reconsideration".

On July 26, 1990, the Agency filed a "Motion to File Instanter" and a "Request for Time to Review Petitioner's Amended Petition." In the "Motion to File Instanter", the Agency requests the Board to allow it to file the accompanying "Request for Time" instanter, if the Board construes the "Request for Time" as the Agency's response to the "Motion to Reconsideration". In the "Request for Time", the Agency states that it does not have an opinion as to whether Oglesby's "Motion for Reconsideration" should be granted. The Agency then requests that the Board grant it additional time to review Oglesby's "Amended Petition" if the Board decides to grant Oglesby's "Motion for Reconsideration". Oglesby has not filed a response to either document.

Because Oglesby's "Motion for Reconsideration" and "Amended Petition" are interrelated, the Board will not rule on the "Motion for Reconsideration" until the Agency reviews the "Amended Petition" and files a response in this matter. Accordingly, the Board will grant the Agency's "Request for Time to Review Petitioner's Amended Petition". Because the Agency did not state when it would complete its review, the Board hereby directs the Agency to file a response on or before August 23, 1990.

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 9<sup>th</sup> day of August, 1990, by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board