

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

|                           |   |               |
|---------------------------|---|---------------|
| SCENIC RIDGE PLAZA, INC., | ) |               |
| Petitioner,               | ) |               |
| v.                        | ) | PCB No. 13-04 |
|                           | ) | (UST Appeal)  |
| ILLINOIS ENVIRONMENTAL    | ) |               |
| PROTECTION AGENCY,        | ) |               |
| Respondent.               | ) |               |

**NOTICE OF FILING AND PROOF OF SERVICE**

|     |  |   |
|-----|--|---|
| To: | John T. Therriault, Clerk<br>Illinois Pollution Control Board<br>100 West Randolph Street<br>State of Illinois Building, Suite 11-500<br>Chicago, IL 60601                 | Carol Webb<br>Hearing Officer<br>Illinois Pollution Control Board<br>1021 North Grand Avenue East<br>P.O. Box 19274<br>Springfield, Illinois 62794-9274 |
|     | Melanie A. Jarvis<br>Division of Legal Counsel<br>Illinois Environmental Protection Agency<br>1021 North Grand Avenue East<br>P.O. Box 19276<br>Springfield, IL 62794-9276 |   |

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), a Waiver of Decision Deadline, a copy of which is herewith served upon the hearing officer and upon the attorneys of record in this cause.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon the hearing officer and counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys and to said hearing officer with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office Mailbox in Springfield, Illinois on the 13<sup>th</sup> day of September, 2013.

Respectfully submitted,  
SCENIC RIDGE PLAZA, INC., Petitioner

BY: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: /s/ Patrick D. Shaw  
Patrick D. Shaw

MOHAN, ALEWELT, PRILLAMAN & ADAMI  
1 North Old Capitol Plaza, Suite 325  
Springfield, IL 62701-1323  
Telephone: 217/528-2517  
Facsimile: 217/528-2553

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

|                           |   |               |
|---------------------------|---|---------------|
| SCENIC RIDGE PLAZA, INC., | ) |               |
|                           | ) |               |
| Petitioner,               | ) |               |
|                           | ) |               |
| v.                        | ) | PCB No. 13-04 |
|                           | ) | (UST Appeal)  |
| ILLINOIS ENVIRONMENTAL    | ) |               |
| PROTECTION AGENCY,        | ) |               |
|                           | ) |               |
| Respondent.               | ) |               |

**WAIVER OF DEADLINE FOR DECISION**

NOW COMES Petitioner, Scenic Ridge Plaza, Inc., by its undersigned attorney, pursuant to Section 101.308(c)(1) of the Board’s Procedural Rules, 35 Ill. Adm. Code 101.308(c)(1), hereby waives its right to a decision within 180 days of filing, as provided in Section 40(a)(2) of the Illinois Environmental Protection Act (415 ILCS 5/40(a)(2)), provided that such final action be taken by April 17, 2014.

Respectfully submitted,

SCENIC RIDGE PLAZA, INC., Petitioner,

By: MOHAN, ALEWELT, PRILLAMAN & ADAMI

By: /s/ Patrick D. Shaw  
Patrick D. Shaw

Patrick D. Shaw  
MOHAN, ALEWELT, PRILLAMAN & ADAMI  
1 N. Old Capitol Plaza, Suite 325  
Springfield, IL 62701-1323  
Tel: (217) 528-2517  
Fax: (217) 528-2553

C:\Mapa\CW3M\Scenic Ridge\Waiver of Decision Deadline 4-17-14.wpd/crk 9/13/13 3:46 pm

THIS FILING SUBMITTED ON RECYCLED PAPER