

ILLINOIS POLLUTION CONTROL BOARD
January 4, 1996

BUTTERICK COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 96-141
)	(Permit Appeal - Land
ILLINOIS ENVIRONMENTAL)	Ninety-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD:

On December 27, 1995, the Illinois Environmental Protection Agency (Agency) and the Butterick Company filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to the November 16, 1995 Agency denial of a "no further remediation letter".

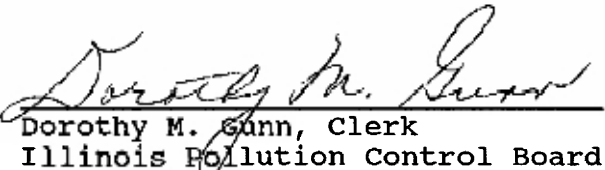
P.A. 88-690 (SB172) effective January 24, 1995, amends Section 40(c), which governs the appeal process to provide:

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 96-141 for any appeal which may be filed by the Butterick Company. In the event that the Butterick Company fails to file an appeal on or before February 14, 1996, the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as the Butterick Company 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 4th day of January, 1996, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board