

ILLINOIS POLLUTION CONTROL BOARD
November 2, 1995

SEQUA CORPORATION)	
PRECOAT METALS DIVISION,)	
)	
Petitioner,)	
)	
v.)	PCB 96-62
)	(Permit Appeal - Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by R.C. Flemal):

On October 18, 1995 the Illinois Environmental Protection Agency (Agency) filed a Motion For Extension of Time to File the Agency Record and Motion to File Motion for Extension of Time Instanter. The Agency requests the Board extend the time in which it must file the Agency record in this matter until March 21, 1996.

Pursuant to Section 105.102 of the Board's procedural rules, the Agency is required to file the entire Agency record of the permit application with the Board within 14 days of notice of the petition. (35 Ill. Adm. Code 105.1029(a)(4).) The Agency states it received notice of the petition on September 20, 1995. The Agency record was therefore due to be filed with the Board by October 4, 1995.

In support of its motion, the Agency states that it wants the opportunity to more fully discuss the issues with petitioner in the eventuality that a hearing will not be necessary. The Agency and petitioner met on October 4, 1995, the date the record was originally due to be filed with the Board. Both parties agreed that the issues raised in this appeal may be resolved through additional information regarding petitioner's emissions. According to the Agency, petitioner has no objection to the Board granting the Agency the additional time to file the record and will not be prejudiced by the Agency filing this motion instanter.

The Board hereby grants the Agency's motion to file instanter and grants the Agency until March 21, 1996 to file the record in this matter.

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