

ILLINOIS POLLUTION CONTROL BOARD
June 29, 1995

LIQUID CARBONIC)	
INDUSTRIES CORPORATION,)	
)	
Petitioner,)	
)	
v.)	PCB 95-187
)	(UST Appeal Ninety-Day
)	Extension)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by M. McFawn):

On June 28, 1995, the Illinois Environmental Protection Agency (Agency) and Liquid Carbonic Industries Corporation (Liquid Carbonic) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a May 24, 1995 Agency UST decision.

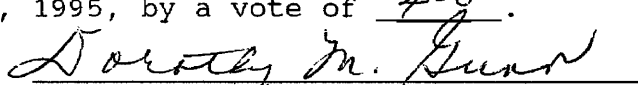
P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(a)(1), which governs the permit appeal process, to provide:

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 95-187 for any appeal which may be filed by Liquid Carbonic. In the event that Liquid Carbonic fails to file an appeal on or before September 25, 1995 (the 125th day after May 24, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Liquid Carbonic 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 29th day of June, 1995, by a vote of 4-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board