

ILLINOIS POLLUTION CONTROL BOARD  
September 21, 1995

EFFINGHAM TIRE CENTER,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 96-58
	)	(UST Fund Ninety-Day
	)	Extension)
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (C.A. Manning):

On September 14, 1995, the Board received a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to the August 10, 1995 Illinois Environmental Protection Agency (Agency) UST decision, submitted by the Agency and Effingham Tire Center (Effingham).


P.A. 88-690 (SB1724) 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 96-58 for any appeal which may be filed by Effingham. In the event that Effingham fails to file an appeal on or before December 14, 1995 (the 125th day after August 10, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Effingham 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 21<sup>st</sup> day of September, 1995, by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board