

ILLINOIS POLLUTION CONTROL BOARD
August 24, 1995

AVIATION SERVICES GROUP,)
)
 Petitioner,)
)
 v.) PCB 96-42
) (UST Appeal Ninety-Day
) Extension)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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

On August 23, 1995, the Illinois Environmental Protection Agency (Agency) and Aviation Services Group (Aviation) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a July 20, 1995 Agency rejection of Aviation's Site Classification Plan.

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 96-42 for any appeal which may be filed by Aviation. In the event that Aviation fails to file an appeal on or before November 22, 1995 (the 125th day after July 20, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Aviation 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 24th day of August, 1995, by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board