

ILLINOIS POLLUTION CONTROL BOARD
October 20, 1994

IN THE MATTER OF:)
)
PROPOSED SITE-SPECIFIC WATER)
POLLUTION RULES AND REGULATIONS) R81-19
APPLICABLE TO CITIZENS UTILITIES) (Rulemaking)
COMPANY OF ILLINOIS DISCHARGE)
TO LILY CACHE CREEK) (On Remand)

ORDER OF THE BOARD (by M.McFawn):

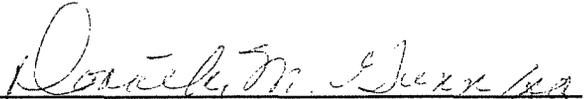
On October 6, 1994 the Board directed Citizens Utilities Company of Illinois (Citizens) to file an updated status report on or before October 17, 1994. The Board received Citizens' status report on October 11, 1994. In the status report, Citizens requests that the Board extend the stay in this matter for an additional 90 days in order to allow Citizens and the U.S.EPA time to complete settlement negotiations regarding a federal enforcement action. If the U.S.EPA and Citizens are able to reach a settlement in the federal action, this rulemaking, the related variance case, PCB 85-95, and a pending permit appeal, PCB 85-166 may be resolved and thus, withdrawn.

Accordingly, Citizens is granted an extension of the stay for an additional 90 days. Citizens is directed to file a status report on or before January 6, 1995. Again, the report shall indicate the status of the negotiations with the U.S.EPA, whether additional time will be required to complete negotiations, or whether it will be necessary to proceed with this rulemaking. Citizens shall file an appropriate motion withdrawing the petition for a site-specific rule in the event that settlement is reached sooner than anticipated.

IT IS SO ORDERED.

Board member R. C. Flemal abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 20th day of October, 1994, by a vote of 4-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board