

ILLINOIS POLLUTION CONTROL BOARD
April 21, 1994

NICHOLS ALUMINUM,)
)
 Petitioner,) PCB 94-85
) (Permit Appeal)
 v.)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by M. McFawn):

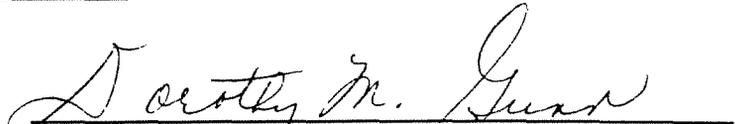
On March 29, 1994 the Illinois Environmental Protection Agency (Agency) filed a motion for extension of time to file the record, requesting an extension until April 15, 1994 to file the record in this matter. On April 14, 1994, the Agency filed a second motion for extension of time, requesting a further extension until September 15, 1994.

In its April 14 motion, the Agency indicates that Nichols Aluminum (Nichols) has filed a waiver of decision deadline until November 7, 1994, and notes that Nichols' counsel does not object to an extension until September 15, 1994. The motion also indicates that negotiations between the parties are ongoing.

We hereby direct the Agency to file the record on or before July 15, 1994. This is a sufficient amount of time to enable the Agency to perform this administrative function. The filing of the record may also assist the parties in their negotiations by resolving any disputes as to what the record contains. Furthermore, a July 15, 1994 deadline for filing the record will give the Board adequate time to hold a hearing and review the record in view of the November 7, 1994 decision deadline.

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 21st day of April 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board