

ILLINOIS POLLUTION CONTROL BOARD
March 3, 1994

TED HORTON CHEVROLET,)	
)	
Petitioner,)	
)	
v.)	PCB 94-49
)	(UST Fund)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

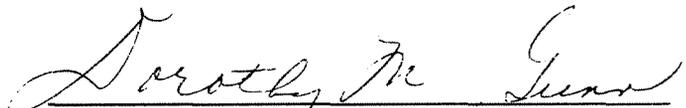
ORDER OF THE BOARD (by E. Dunham):

This matter is before the Board on a February 25, 1994 motion to file the record instanter, filed by the Illinois Environmental Protection Agency (Agency). The petition was filed with the Board on February 2, 1994. Pursuant to 35 Ill. Adm. Code 105.102(a)(4), the Agency record is to be filed with the Pollution Control Board within 14 days "upon notice of the petition". The Agency believes that the petitioner will not be prejudiced by the filing of the Agency record at this time. The motion to file the record instanter is granted.

The filing requirements of 35 Ill. Adm. Code 101.103 require that an original plus nine (9) copies of documents be filed with the Board. The Agency filed an original plus three (3) copies of the record with the Board but did not file a motion requesting an exception to the filing requirement. The Board on its own motion will waive the filing requirement and accept the record as filed.

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 3rd day of March, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board