

ILLINOIS POLLUTION CONTROL BOARD  
January 11, 1995

MAJOR & SANDHU PETROLEUM, INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 94-313  
 ) (Variance)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by R.C. Flemal):

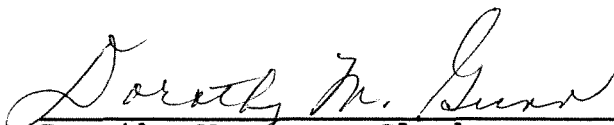
This matter is before the Board on a December 20, 1994 motion to file the recommendation instanter, filed by the Illinois Environmental Protection Agency (Agency). Pursuant to 35 Ill. Adm. Code 104.180(a), after the Agency investigates a variance petition, it is required to make its recommendation to the Board on the disposition of the petition within 30 days after the filing of the petition. Major & Sandhu Petroleum, Inc. filed the Petition for Variance on October 31, 1994. The recommendation was therefore due to be filed by the Agency on November 30, 1994.

On December 1, 1994, the Agency filed a motion for extension of time, requesting until December 14, 1994 to file its recommendation. By Board order of December 14, 1994, the Board granted the Agency until December 14, 1994 to file the recommendation. The Agency filed its recommendation on December 20, 1994 and it is therefore 6 days late.

The motion to allow filing of the Agency recommendation instanter is hereby granted.

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 11<sup>th</sup> day of January, 1995, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board