

ILLINOIS POLLUTION CONTROL BOARD
September 23, 1993

PEKIN METRO LANDFILL,)
)
Petitioner,)
)
v.) PCB 92-212
) (Permit Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by J. Anderson):

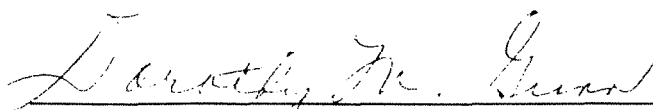
On September 15, 1993, Pekin filed an agreed motion for a 60-day extension of the briefing schedule in each of two permit appeals, PCB 92-212 and PCB 93-1. In each case, the briefing schedule had been previously extended 60 days by Board order of August 5, 1993. The instant requests were accompanied by 120 day waivers of the decision deadlines to March 31, 1994.

Pekin states that on August 26, 1993, representatives of petitioner, the intended purchaser of the landfill, respondent, and the Office of the Attorney General met in Chicago as part of ongoing discussions aimed at settlement of all pending issues related to petitioner, including this matter. The representatives at the meeting concluded that settlement is possible if sale of the landfill to the intended purchaser is consummated on or before September 26, 1993. The motion states that negotiations towards sale of the landfill are progressing, the petitioner in good faith anticipates that the sale will be completed by September 26, 1993, and that this matter will be resolved by agreement of the parties. Accordingly, petitioner and the Agency desire to again delay briefing of the issues presented in this appeal.

The motion for extension is granted. Petitioner's closing brief is now due on or before November 13, 1993.

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 23rd day of September 1993, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board