

ILLINOIS POLLUTION CONTROL BOARD

February 3, 2000

ILLINOIS STATE TOLL HIGHWAY)		
AUTHORITY,)		
	)	PCB 98-88	PCB 98-137
Petitioner,	)	PCB 98-115	PCB 98-138
	)	PCB 98-124	PCB 98-139
v.	)	PCB 98-125	PCB 98-157
	)	PCB 98-132	PCB 99-56
ILLINOIS ENVIRONMENTAL	)	PCB 98-133	PCB 00-51
PROTECTION AGENCY,	)	PCB 98-134	PCB 00-52
	)	PCB 98-135	PCB 00-89
	)	PCB 98-136	
	)	(UST - Appeal)	
Respondent.	)	(Consolidated)	

ORDER OF THE BOARD (by M. McFawn):

On November 24, 1999, the Illinois Environmental Protection Agency (Agency) and petitioner filed a request for a 90-day extension of the 35-day appeal period for petitioner's facility located at the Des Plaines Oasis on I-90 south bound. By order of December 2, 1999, the Board docketed the matter as PCB 00-89 and granted the request for extension. On January 18, 2000, the Board received petitioner's petition for review in PCB 00-89. The Board accepts PCB 00-89 for hearing.

On July 23, 1998, and January 7, 1999, the Board consolidated fourteen similar underground storage tank refund appeal cases brought by petitioner. On its own motion, the Board hereby consolidates petition PCB 00-89 with the previously consolidated cases. Additionally, the Board consolidates PCB 00-51 and PCB 00-52, both similar underground storage tank refund appeal cases, with the previously consolidated cases. The facts and issues of PCB 00-51, PCB 00-52, and PCB 00-89 are substantially similar to the previously consolidated cases. Today's caption reflects the latest consolidation.

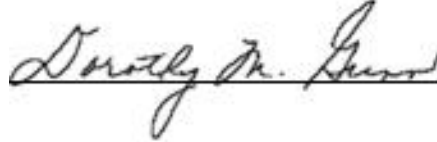
As with the other cases in this consolidated matter, the Board notes that Board rules require the Agency to file the entire Agency record of the site classification work plan and budget amendment. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the decision deadline as extended by a waiver. See 35 Ill. Adm. Code 101.105.

Absent any future waivers of the decision deadline, the statutory decision deadline is June 24, 2000; the Board meeting immediately preceding the decision deadline is June 22, 2000.

IT IS SO ORDERED.

Board Member N.J. Melas abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 3rd day of February 2000 by a vote of 4-0.

A handwritten signature in cursive script that reads "Dorothy M. Gunn". The signature is written in black ink and is positioned above a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board