

ILLINOIS POLLUTION CONTROL BOARD
January 11, 1995

EAGLE RIDGE INN AND)
RESORT (The Braniger Organization),)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

PCB 94-374
(UST Fund)

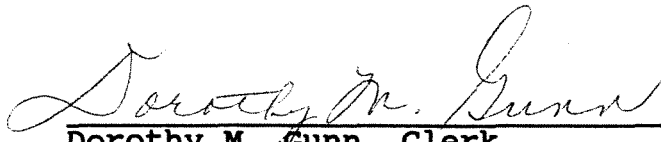
ORDER OF THE BOARD (by J. Theodore Meyer):

This matter is before the Board on a January 9, 1995 motion to file the record instanter, filed by the Illinois Environmental Protection Agency (Agency). This petition was filed with the Board on December 9, 1994, and the Agency states that it received notice of the petition on December 12, 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 record was therefore due to be filed on December 27, 1994, and is 13 days late.

Because the Agency's record is necessary for the decision of this proceeding, the motion to allow filing of the Agency record 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 11th day of January, 1995, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board