

ILLINOIS POLLUTION CONTROL BOARD  
June 8, 1995

|                        |   |                        |
|------------------------|---|------------------------|
| PALOS KAR WASH         | ) |                        |
| PROFESSIONALS, INC.,   | ) |                        |
|                        | ) |                        |
| Petitioner,            | ) |                        |
|                        | ) |                        |
| v.                     | ) | PCB 95-167             |
|                        | ) | (UST Appeal Ninety-Day |
|                        | ) | Extension)             |
|                        | ) |                        |
| ILLINOIS ENVIRONMENTAL | ) |                        |
| PROTECTION AGENCY,     | ) |                        |
|                        | ) |                        |
| Respondent.            | ) |                        |

ORDER OF THE BOARD (by C.A. Manning):

On June 7, 1995, the Illinois Environmental Protection Agency (Agency) and Palos Kar Wash Professionals, Inc. (Palos Kar Wash) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to an May 8, 1995 Agency UST decision.

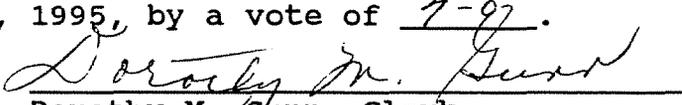
P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(a)(1), which governs the permit appeal process, to provide:

the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the initial appeal period.

As the Board maintains its files by docket number only, the Board will reserve Docket PCB 95-167 for any appeal which may be filed by Palos Kar Wash. In the event that Palos Kar Wash fails to file an appeal on or before September 10, 1995 (the 125th day after May 8, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Palos Kar Wash files such petition.

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 8<sup>th</sup> day of June, 1995, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board