

ILLINOIS POLLUTION CONTROL BOARD
May 2, 2002

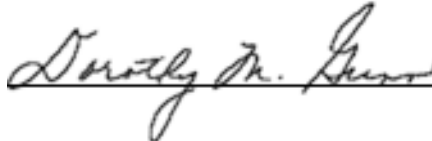
WARECO SERVICE, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 02-189
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On April 26, 2002, the parties timely filed a joint notice to extend the 35-day period within which Wareco Service, Inc. (Wareco) may appeal a March 20, 2002 determination of the Illinois Environmental Protection Agency (Agency).¹ See 415 ILCS 5/40(a)(1) (2000); 35 Ill. Adm. Code 105.206(c), 105.208(a), (c). The Agency denied certain corrective actions costs regarding Wareco's facility located at 1309 Grand Avenue, Galesburg, Knox County. Since the record does not specify the date on which the Agency's determination was served on Wareco, the Board will calculate the extension from the date of the Agency's determination. The Board extends the appeal period until July 23, 2002, as the parties request. See 415 ILCS 5/40(a)(1) (2000); 35 Ill. Adm. Code 105.208(a). If Wareco fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 2, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ Since the request for extension of the appeal period was postmarked on April 24, 2002, it is timely filed under the mailbox rule. See 35 Ill. Adm. Code 101.300(b)(2).