

ILLINOIS POLLUTION CONTROL BOARD
December 17, 1992

CONCERNED CITIZENS OF)
WILLIAMSON COUNTY,)
)
Petitioner,)
)
v.) PCB 92-204
) (Land Siting Review)
)
BILL KIBLER DEVELOPMENT)
CORP., a/k/a KIBLER)
DEVELOPMENT CORP. and)
THE WILLIAMSON COUNTY)
BOARD OF COMMISSIONERS)
for and in behalf of the)
COUNTY OF WILLIAMSON in)
the STATE OF ILLINOIS,)
)
Respondents.)

ORDER OF THE BOARD (by J. Anderson):

On December 14, 1992, the Concerned Citizens of Williamson County filed what appears to be a third party appeal of a November 10, 1992 decision of the Williamson County Board granting site location suitability approval for a new regional pollution control facility. This petition is deficient. Section 40.1(b) of the Act requires that the person filing the appeal be one who "participated in the public hearing conducted by the county board", and requires the Board to find that "the petitioner is so located as to...be affected by the proposed facility". This petition does not address these issues. Additionally, the petition does not specify any grounds upon which the appeal is sought.

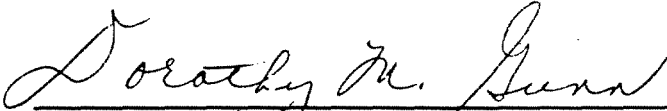
Petitioner is directed to file an amended petition curing these deficiencies within 45 days of the date of the Order, or this petition will be subject to dismissal. The filing of an amended petition will restart the Board's decision timeclock pursuant to Section 40.1 of the Act; however, the Board will use the December 14 date of the filing of the original petition for the purpose of determining any issues relating to timeliness of filing of the petition for review.

Finally, the Board directs the parties attention to an order which it adopted today dealing with Section 40.1(b) and other issues. Zeman et al. v. Village of Summit et al., PCB 92-174, 92-177 (consolidated) (December 17, 1992). The Clerk is requested to provide the parties with a copy of that order, along with this one, via first class mail.

0138-0171

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 17th day of December, 1992, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0138-0172