

ILLINOIS POLLUTION CONTROL BOARD

April 18, 1996

MR. & MRS. DON WILLIAMS,)	
MR. & MRS. THOMAS MORRIS &)	
MR. & MRS. PETER BIZIOS,)	
)	PCB 96-186
Complainants,)	(Enforcement - Noise)
)	
v.)	
)	
SCHAUMBURG PARK DISTRICT,)	
)	
Respondent.)	

ORDER OF THE BOARD (by E. Dunham):

On April 3, 1996, Schaumburg Park District (Park District) filed a "Motion to Extend Time to Answer and to Delay the Setting of Hearing". The complainants did not file a response to the motion.

The Park District requests that the date by which it has to answer the complaint be extended to a date sometime after May 29, 1996 and that any hearing not be set until at least 30 days thereafter. The Park District contends that the additional time is needed to review proposals from noise control experts and to perform testing.

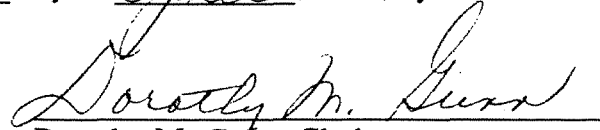
The complaint in this matter was filed on March 5, 1996. On March 21, 1996, the Board ordered the parties to submit briefs to the Board by May 3, 1996 on whether the complained of activity is an "organized amateur or professional sporting activity" and whether the claim alleges violations of the Act which fall within the Board's purview. The Board has requested these briefs to determine if this matter is duplicitous or frivolous before accepting this matter for hearing.

The Board grants the respondent's motion for an extension of time to file its answer. The respondent shall file an answer to the complaint on or before June 14, 1996. After receipt of the briefs, if the Board determines that this matter is not duplicitous or frivolous and accepts this matter for hearing, a hearing officer will be assigned to this case and set this matter for hearing in accordance with Board practices after conferring with the parties. The assigned hearing officer shall inform the clerk of the Board of the time and location of the hearing at least 40 days in advance of hearing so that public notice of hearing may be published.

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 18th day of April, 1996, by a vote of

5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board