

ILLINOIS POLLUTION CONTROL BOARD
July 19, 1990

CITY OF BATAVIA,)
)
 Petitioner,)
)
 v.) PCB 89-183
) (Variance)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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

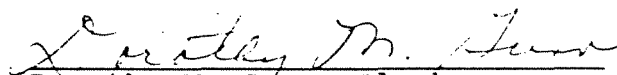
This matter is before the Board on petitioner the City of Batavia's (Batavia) motion for extension of time to file a supplemental exhibit, filed July 9, 1990. On June 7, the Board ordered that Batavia submit a copy of an executed contract for the purchase of the "Harris Bank" property by July 9, 1990. In the instant motion, Batavia maintains that the negotiations for the purchase of the property took longer than expected, that negotiations are now complete, and that it anticipates that the contract for purchase will be executed and approved by the city council by July 16, 1990. Therefore, Batavia asks that the Board allow it until July 19, 1990 to file a copy of the executed contract for the land purchase. Batavia states that the motion is not made for purposes of delay or harassment, and that the Illinois Environmental Protection Agency (Agency) has no objection to the motion.

Although the motion is not accompanied by an affidavit (see 35 Ill. Adm. Code 101.242), the Board will grant the motion in the interests of developing a complete record. The Board notes that Batavia filed a copy of the agreement on July 17, 1990.

IT IS SO ORDERED.

J. Anderson and J. Marlin were not present.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 19~~th~~ day of July, 1990, by a vote of 5-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board