

ILLINOIS POLLUTION CONTROL BOARD
December 16, 1993

KEAN OIL CO.,)
)
 Petitioner,)
)
 v.) PCB 92-60
) (UST Fund)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

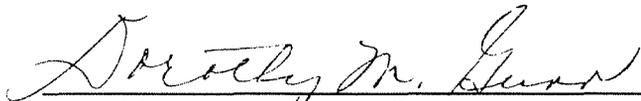
ORDER OF THE BOARD (by M. McFawn):

On December 3, 1993, Kean Oil Co. filed a status report pursuant to the Board's order. The Environmental Protection Agency did not file a status report. The status report indicates that registration of the tanks is a central issue in this appeal. The Office of the State Fire Marshal (OSFM) is currently appealing a case with similar facts before the Illinois Appellate Court (First District). The OSFM is awaiting final resolution of the appealed case before taking action in similar matters. Therefore, Kean Oil requests that no action be taken in this matter until a decision on the registration of its tanks is obtained from OSFM. Kean Oil has on file an open waiver of the statutory decision deadline.

The Board directs the parties to file additional status reports with the Board by April 1, 1994.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above order was adopted on the 16th day of December, 1993, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board