

ILLINOIS POLLUTION CONTROL BOARD
October 6, 1994

REICHHOLD CHEMICALS, INC.,)
)
Petitioner,)
)
v.) PCB 92-165
) (UST Fund)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by E. Dunham):

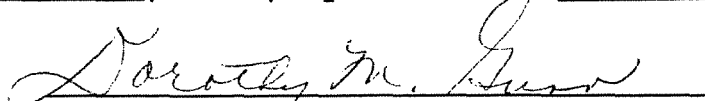
On September 16, 1994, Reichhold Chemicals, Inc. (Reichhold) filed a status report and a motion to extend stay. Reichhold also filed a waiver of the decision deadline.

The status report notes that the Office of the State Fire Marshal (OSFM) has indefinitely stayed Reichhold's registration appeal pending a determination from the Illinois Appellate Court in Board of Education, Community Consolidated School District 15 v. Armstead, No. 92-4145 (Ill. App. Ct. 1st Dist.). Reichhold notes that a meaningful hearing before the Board cannot be held until the OSFM decides the pending registration appeal. Therefore, Reichhold requests a 250-day extension of the stay, which expires on September 29, 1994. Reichhold has waived its statutory right to a decision for an additional 250 days up to and including October 9, 1995.

The Board grants the motion for a 250-day extension of the stay. This matter is stayed until June 6, 1995. The Board also notes that given the present decision deadline, this matter must be set for hearing at the time the stay expires or an additional waiver of the statutory deadline must be provided. To assure that this matter before the Board is handled as expeditiously as possible, Reichhold is instructed to inform the Board promptly of any changes in the current status of the action presently before the Appellate Court. The petitioner is instructed to file a status report to be received by the Board no later than June 6, 1995.

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 6th day of October, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board