

ILLINOIS POLLUTION CONTROL BOARD
February 25, 1993

C.O.A.L. (CITIZENS OPPOSED TO)
ADDITIONAL LANDFILLS),)
)
Petitioner,)
)
v.) PCB 92-131
) (Landfill Siting Review)
LIDLAW WASTE SYSTEMS, INC.,)
and THE PERRY COUNTY BOARD)
OF COMMISSIONERS,)
)
Respondents.)

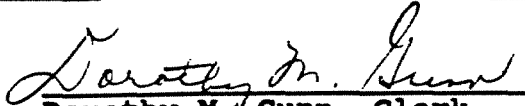
ORDER OF THE BOARD (by B. Forcade):

This matter is before the Board on respondent Laidlaw Waste Systems, Inc.'s (Laidlaw) February 16, 1993 motion to release exhibits. Laidlaw asks that the Board release certain large exhibits introduced by Laidlaw in support of its landfill siting application so that it may use the exhibits in a presentation to Laidlaw personnel in late February or early March. Laidlaw notes that C.O.A.L.'s 35-day time to appeal the Board's decision expires on February 25, 1993, that there are regular size duplicates of the large exhibits in the record, and that, if C.O.A.L. appeals, the exhibits can be returned to the Board.

While the 35-day reconsideration and appeal times expire today, C.O.A.L. could timely seek Board reconsideration or judicial review by mailing its motion for reconsideration or petition for review on February 25, 1993 such that the Board may not yet have notice of the reconsideration or appeal. The Board is responsible for maintaining the record and, consequently, will not release any part of that record until it is established that there will be no appeal. Therefore, at this time, Laidlaw's motion is denied. However, no earlier than seven days from the date of this order, Laidlaw may, by written letter to the Clerk of the Board, request release of the exhibits. Upon receipt of such written request and verification that there is no appeal, the Clerk shall release the oversized exhibits.

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 25th day of February, 1993 by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0139-0521