ILLINOIS POLLUTION CONTROL BOARD
June 22, 1989

VILLAGE OF NORTH AURORA, Petitioner,	)	
v.	)	PCB 89-66
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, Respondent.	)	

ORDER OF THE BOARD (by J. Anderson):

This matter comes before the Board upon a Motion for Additional Time to Respond to Board Order filed on June 8, 1989 by petitioner, Village of North Aurora ("North Aurora").

On October 15, 1987, the Board granted North Aurora's request for a variance. On April 14, 1989, North Aurora filed a motion to modify the Board's Order. On April 27, 1989, the Board entered a more information order requiring North Aurora to respond no later than June 12, 1989. North Aurora states that it has recently retained new legal counsel and is unable to file its response to the more information order by June 12, 1989 and requests an extension of time to and including July 7, 1989.

North Aurora's motion for an extension of time to file its response to the April 27, 1989 Order of the Board to and including July 7, 1989 is hereby granted. The Board notes that North Aurora has not filed a waiver of decision date. The instant motion is therefore construed as a pro tanto waiver of the decision date extending the due date of the decision by twenty-five days. Lastly, the Board notes that the filing of an amended variance petition restarts the clock for the decision date. (35 Ill. Adm. Code 104.220.)

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 22nd day of June, 1989, by a vote of 7-0.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board