

ILLINOIS POLLUTION CONTROL BOARD
August 6, 1987

CITY OF MORRIS,)
)
 Petitioner,)
)
 v.) PCB 86-4
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

INTERIM ORDER OF THE BOARD (by J.D. Dumelle):


On March 9, 1987, the City of Morris (Morris) filed a motion to extend the time for filing its brief on the CSO Exception petition. The motion was granted by Hearing Officer Order entered March 13, 1987, and Morris was granted until March 16, 1987, to file its brief. The Illinois Environmental Protection Agency (Agency) was scheduled to file its brief on or before March 30, 1987. However, the Board has received no filings in this case since the date of the Hearing Officer's Order.

Despite the foregoing, the Board was prepared to proceed with a decision based on the existing record. This case was placed on the July 16, 1987, Board Meeting Agenda for discussion with a view toward ultimate decision at the August 6, 1987 Board Meeting.

On August 3, 1987, however, the Board was informed by the Agency via a telephone conversation that Morris had recently submitted to the Agency a new Compliance Plan. The Agency stated that it needed time to review this new information and to evaluate its position with respect to this proceeding. It appears, therefore, that a Board decision on August 6, 1987, would be premature in light of this new information. However, the Board must be apprised of the current status of this proceeding. The parties are requested to submit status reports, which include the parties' intentions as to the ultimate resolution of this matter, to the Board on or before October 6, 1987.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Interim Order was adopted on the 6th day of August, 1987 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board