

ILLINOIS POLLUTION CONTROL BOARD
March 4, 1999

MCWANE, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 99-86
)	(UST - Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

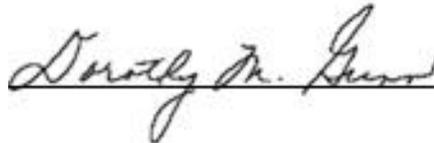
On December 28, 1998, the Illinois Environmental Protection Agency (Agency) and McWane, Inc. (petitioner) filed a request for extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act (Act) (415 ILCS 5/40(a)(1) (1996)), relating to a November 18, 1998 Agency determination. On February 17, 1999, the Board received petitioner's petition for review. The final determination concerns petitioner's site located at 300 South Gary Avenue, Carol Stream, DuPage County Illinois. The Board accepts this matter for hearing.

The Board's rules require that the Agency file the entire Agency record in this matter within 14 days of notice of the petition. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the decision deadline as extended by a waiver. See 35 Ill. Adm. Code 101.105.

Absent any future waivers of the decision deadline, the statutory decision deadline is now June 17, 1999 (120 days from February 17, 1999); a Board meeting is scheduled for June 17, 1999.

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 4th day of March 1999 by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board