

ILLINOIS POLLUTION CONTROL BOARD
April 16, 1981


MONTEREY COAL COMPANY,)
)
 Petitioner,)
)
 v.) PCB 79-276
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by D. Satchell):

In an agreed motion filed April 8, 1980 Monterey Coal Company and the Illinois Environmental Protection Agency indicated that adoption of the then pending modifications of Chapter 4: Mine Related Pollution would provide a basis for resolving the issues in this NPDES permit appeal. On April 17, 1980 the Board stayed the permit conditions until December 31, 1980 or until an amended permit was issued. The modified Chapter 4 became effective August 7, 1980 (R76-20, R77-10; May 15, 1980, 38 PCB 307; 4 Ill. Reg. 34, p. 164, August 22, 1980). Since then there has been no further activity. The Board will dismiss this appeal unless the parties show cause why it should do otherwise within twenty-one days of the date of this Order.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 16th day of April, 1981 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board