

ILLINOIS POLLUTION CONTROL BOARD
June 16, 1988

VILLAGE OF WESTERN SPRINGS,)
)
 Petitioner,)
)
 v.) PCB 88-96
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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

This matter comes before the Board upon the June 2, 1988 Petition For Review Of Special Waste Determination, filed by the Village of Western Springs.


The Petition notes that on July 9, 1987 and April 28, 1988 the Agency denied Western Spring's Petition to declassify calcium carbonate pellets as a special waste. The Board notes that the current Petition is timely filed as to the most recent request but not as to the former request. The current Petition does not state whether these are the same or separate requests.

Therefore, the Board orders the parties to brief no later than July 6, 1988 the issue of whether the failure to appeal the July 9, 1987 request bars this Board's review concerning the April 28, 1988 request. Likewise the parties are further ordered to brief the issue of standards for determining whether or not a special waste should be delisted.

IT IS SO ORDERED.

Board Member J. Anderson abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 16th day of June, 1988 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board