

ILLINOIS POLLUTION CONTROL BOARD
May 1, 1997

INGLESIDE CITGO,)	
)	
Petitioner,)	
)	
v.)	PCB 97-182
)	(UST - Appeal
ILLINOIS ENVIRONMENTAL)	Ninety-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.A. Manning):

On April 18, 1997 the Illinois Environmental Protection Agency (Agency) and Ingleside Citgo (petitioner) filed a joint notice of extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act (415 ILCS 5/40 (1994)), relating to a March 13, 1997 Agency determination. The Agency requested the extension to June 11, 1997.

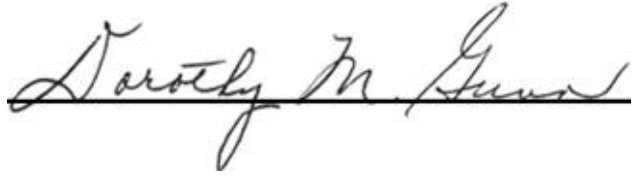
P.A. 88-690 (SB1724), effective January 24, 1995, amends Section 40(a) which governs the appeal process to provide:

the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the initial appeal period.

As the Board maintains its files by docket number only, the Board will reserve docket PCB 97-182 for any appeal which may be filed by petitioner; petitioner is directed to use this docket number in any future filing concerning this appeal. In the event that petitioner fails to file an appeal on or before June 11, 1997 (the 90th day after March 13, 1997), the Board will dismiss the docket as unnecessary. A \$75 filing fee will, of course, be required at such time as petitioner files such petition.

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 1st day of May, 1997, by a vote of 7-0.

A handwritten signature in cursive script that reads "Dorothy M. Gunn". The signature is written in black ink and is positioned above a solid horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board