

ILLINOIS POLLUTION CONTROL BOARD
June 3, 2004

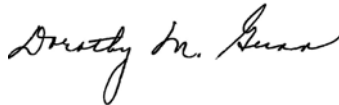
DIMUCCI DEVELOPMENT CORPORATION,)	
)	
Petitioner,)	
)	
v.)	PCB 04-209
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	(90-Day Extension)
)	
Respondent.)	

ORDER OF THE BOARD (by J.P. Novak):

On May 24, 2004, the parties timely filed a joint notice to extend the 35-day period within which DiMucci Development Corporation may appeal an April 15, 2004 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. The Agency rejected petitioner's corrective action plan budget amendment for DiMucci Development Corporation's leaking underground petroleum storage tank facility located at 3035 South Cicero, Cicero, Cook County. The Board extends the appeal period until August 18, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If DiMucci Development Corporation fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 3, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board