

ILLINOIS POLLUTION CONTROL BOARD
November 6, 2003

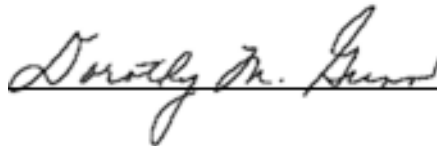
ACTION AMUSEMENT PARK COMPANY,))	
Petitioner,))	
v.))	PCB 04-77
ILLINOIS ENVIRONMENTAL))	(UST Appeal)
PROTECTION AGENCY,))	(90-Day Extension)
Respondent.))	

ORDER OF THE BOARD (by T.E. Johnson):

On October 27, 2003, the parties timely filed a joint notice to extend the 35-day period within which Action Amusement Park Company may appeal a September 19, 2003 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. At issue is the Agency's rejection of the low priority groundwater monitoring plan budget for Action Amusement Park Company's leaking underground petroleum storage tank facility located at 432 East Main, Ashley, Washington County. The Board extends the appeal period until January 22, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Action Amusement Park Company 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 November 6, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board