

ILLINOIS POLLUTION CONTROL BOARD

May 20, 2004

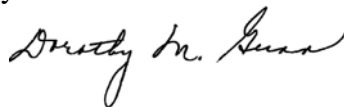
HICKS BULK DISTRIBUTION,)	
)	
Petitioner,)	
)	
v.)	PCB 04-199
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On May 13, 2004, the parties timely filed a joint notice to extend the 35-day period within which Hicks Bulk Distribution may appeal an April 7, 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 conditionally approved petitioner's site classification work plan, with modifications, for Hicks Bulk Distribution's leaking underground petroleum storage tank facility located at 221 North Illinois, Carbondale, Jackson County. The Board extends the appeal period until August 10, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Hicks Bulk Distribution 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 May 20, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board