

ILLINOIS POLLUTION CONTROL BOARD
May 6, 2004

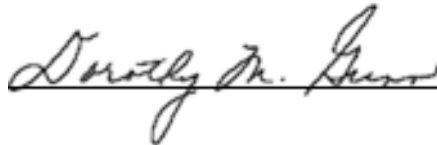
PETE'S MARATHON,)	
)	
Petitioner,)	
)	
v.)	PCB 04-184
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On April 15, 2004, the parties timely filed a joint notice to extend the 35-day period within which Pete's Marathon may appeal a February 17, 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 denied petitioner's request for reimbursement of certain costs of corrective action for Pete's Marathon's leaking underground petroleum storage tank facility located at 539 South Poplar, Centralia, Marion County. The Board extends the appeal period until July 12, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Pete's Marathon 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 6, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board