

ILLINOIS POLLUTION CONTROL BOARD
January 4, 1996

VILLAGE OF HENDERSON,)	
)	
Petitioner,)	
)	
v.)	PCB 96-139
)	(Permit Appeal - PWS
ILLINOIS ENVIRONMENTAL)	Ninety-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD:

On December 26, 1995, the Illinois Environmental Protection Agency (Agency) and the Village of Henderson filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to the November 17, 1995 Agency denial of a special exemption permit.

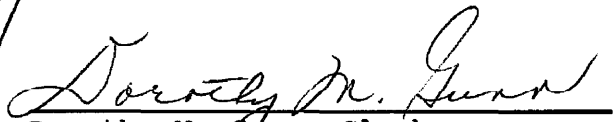
P.A. 88-690 (SB172) effective January 24, 1995, amends Section 40(c), which governs the appeal process to provide:

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 96-139 for any appeal which may be filed by the Village of Henderson. In the event that the Village of Henderson fails to file an appeal on or before February 15, 1996, the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as the Village of Henderson 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 4th day of January, 1996, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board