

ILLINOIS POLLUTION CONTROL BOARD  
July 23, 1998

DICK'S PHILLIPS SERVICE,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 98-156
	)	(UST - FRD)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J. Yi):

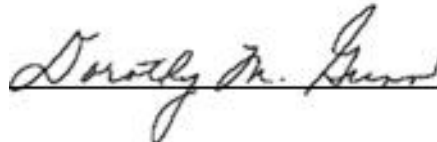
On May 14, 1998, the Illinois Environmental Protection Agency (Agency) and petitioner filed a request for extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act (Act) (415 ILCS 5/40(a)(1) (1996)), relating to an April 10, 1998 Agency determination. On July 8, 1998, the Board received petitioner's petition for review. The final determination concerns petitioner's site located at 551 York Road, Elmhurst, DuPage County, Illinois.

The Board notes that Board rules require the Agency to file the entire Agency record of the permit application within 14 days of notice of the petition. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the decision deadline as extended by a waiver. See 35 Ill. Adm. Code 101.105.)

Absent any future waivers of the decision deadline, the statutory decision deadline is now November 5, 1998 (120 days from July 8, 1998); a Board meeting is scheduled for November 5, 1998.

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 23rd day of July 1998 by a vote of 6-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board