

ILLINOIS POLLUTION CONTROL BOARD
November 4, 2004

KRAMER'S SERVICE STATION,)	
)	
Petitioner,)	
)	
v.)	PCB 05-76
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

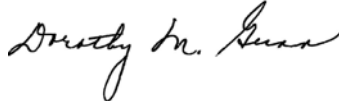
ORDER OF THE BOARD (by J.P. Novak):

On October 25, 2004, the parties timely filed a joint notice to extend the 35-day period within which Kramer's Service Station may appeal a September 15, 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 amended site classification work plan budget for Kramer's Service Station's leaking underground petroleum storage tank facility located at 1015 East Main Street, Danville, Vermilion County.

The Board extends the appeal period until January 19, 2005.¹ *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Kramer's Service Station 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 4, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ The request was for January 20, 2005, which is beyond the time allowed under the Environmental Protection Act.