

ILLINOIS POLLUTION CONTROL BOARD
April 5, 2001

JERSEY SANITATION CORPORATION,)
an Illinois Corporation,)
)
Petitioner,)
)
v.) PCB 00-82
) (Permit Appeal – Land)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by G.T. Girard):

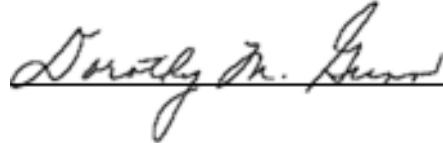
On January 3, 2000, Jersey Sanitation Corporation (Jersey Sanitation) filed a petition to contest certain conditions imposed on a permit pursuant to Section 40(a)(1) of the Environmental Protection Act (Act) (415 ILCS 5/40(a)(1) (1998)). The permit, with conditions, was issued by the Illinois Environmental Protection Agency (Agency) on October 5, 1999, for the certification of closure and post-closure care of Jersey Sanitation's facility located in Jersey County, Illinois. On January 20, 2000, the Board accepted this matter for hearing.

On December 7, 2000, the petitioner filed a motion for summary judgment. On January 29, 2001, the Agency filed a response to petitioner's motion and a motion for summary judgment. On February 26, 2001, petitioner filed a reply to the Agency's response and a response to the Agency's motion.

In this case both parties have asked that the Board grant summary judgment. However, at this time the Agency has not filed the record of this permit appeal with the Board. Before ruling on these motions the Board believes it is necessary to review the Agency's record on this permit. Therefore, the Board directs the Agency to file the record in this permit appeal by April 19, 2001.

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 5th day of April 2001 by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board