

ILLINOIS POLLUTION CONTROL BOARD

April 4, 1996

C & S RECYCLING, INC.,)	
)	
Petitioner,)	
)	PCB 95-100
v.)	(Permit Appeal - Land)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by E. Dunham):

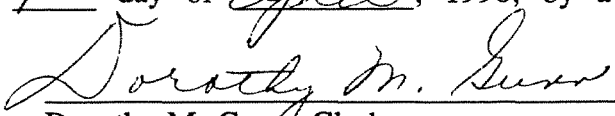
On March 11, 1995, C & S Recycling (C&S) filed a Motion to Stay Proceedings along with its Status Report and Waiver of Decision Deadline. C&S has waived the decision deadline until November 26, 1996. The Illinois Environmental Protection Agency (Agency) filed its Status Report and Objection to Petitioner's Motion to Stay Proceedings on March 18, 1996.

C & S requests a stay in this matter until August 1996 while it pursues legislation which may render this proceeding moot. The Agency requests that the Motion for Stay be denied and that the Board decide the Agency's Motion for Summary Judgment.¹

The Board will grant a stay in this matter only until June 3, 1996 instead of August as requested by petitioner. The Board grants the stay until the completion of the current legislative session to allow C&S to continue to pursue legislation related to this matter before the Board rules on the pending motion for summary judgment. The Board continues to defer ruling on the motion for summary judgment during the stay. The parties are instructed to file status reports in this matter on or before June 3, 1996.

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 7th day of April, 1996, by a vote of 7-0.


 Dorothy M. Gunn, Clerk
 Illinois Pollution Control Board

¹ The Agency filed a Motion for Summary Judgment on September 15, 1995 which the Board deferred ruling on during the stay.