

ILLINOIS POLLUTION CONTROL BOARD
July 1, 1993

REICHHOLD CHEMICALS, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 92-165
)	(UST Fund)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by B. Forcade):

On June 23, 1993, Reichhold Chemicals, Inc. (Reichhold) filed a status report and a motion to extend stay. Reichhold also filed a waiver of the decision deadline.

The status report states that a hearing date has not been set in a related proceeding before the Office of the State Fire Marshal (OSFM). Reichhold notes that a meaningful hearing before the Board cannot be held until the OSFM addresses the registration appeal. Therefore, Reichhold requests a 90-day extension of the stay, which expired on June 25, 1993.


Reichhold states that it "waives the statutory decision deadline for an additional 120 days up to and including January 25, 1994 (previously October 25, 1993)." (Mot. at 2.) The Board notes that January 25, 1994 is only 92 days from the current statutory deadline of October 25, 1993. Since it is not evident if the waiver was intended to be for 120 days or until January 25, 1994, the Board will accept the waiver for the earlier of the two times specified. Therefore, the new decision deadline is January 25, 1994.

The Board grants the motion for a 90 day extension of the stay. This matter is stayed until September 24, 1993. The Board also notes that given the present decision deadline, this matter must be set for hearing at the time the stay expires.

The parties are instructed to file additional status reports to be received by the Board on or before September 17, 1993.

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 1st day of July, 1993, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board