

ILLINOIS POLLUTION CONTROL BOARD
June 2, 1994

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|------------------------|---|-----------------|
| CHEMICAL WASTE |) | |
| MANAGEMENT, INC., |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 94-162 |
| |) | (Permit Appeal) |
| |) | |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

ORDER OF THE BOARD:

On May 27, 1994, Chemical Waste Management, Inc., (CWM) filed a petition for permit review regarding its Trade Waste Incineration facility, located in Sauget, St. Clair County. The Petition seeks review of three (3) modified air permits.

CWM asserts that these permits were each issued on April 22, 1994, and that it challenges similar issues in each of the permits. CWM also asserts that IEPA's actions on these permits "track" actions taken concerning the RCRA permit presently under appeal in PCB 94-148.

It has been the Board's long standing practice to require that separate petitions be filed for appeals of each of several permits; each permit involves a separate Agency permitting decision, permitting file, and deadlines for Board and Agency actions pursuant to Sections 39 and 40 of the Act. CWM is accordingly directed to file an amended petition in this docket number (PCB 94-162) and new petitions in two dockets which are hereby reserved for this action (PCB 94-169 and PCB 94-170). Each filing must challenge only one permit, which is to be identified by number in the petition. Each of the new petitions must be accompanied by the \$75.00 filing fee required by Section 7.5 of the Act. The filing of the amended and new petitions will restart the Board's decision timeclock. However, the Board will look to the May 27, 1994 filing date of the initial petition in determining issues of timeliness of appeal.

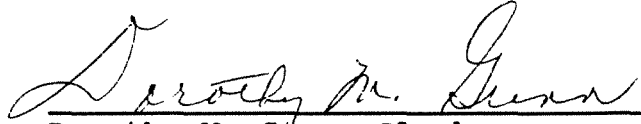
Upon motion, the Board will consider consolidating these three dockets for hearing. Consolidation of these dockets with PCB 94-148 may also be appropriate assuming the decision deadline in that docket were to be waived to be the same as the deadline in these later-filed three cases.

Failure to file the separate amended and new petitions

required by this order within 45 days of the date of this order may subject this matter to dismissal.

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 2nd day of June, 1994, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board