

ILLINOIS POLLUTION CONTROL BOARD
August 13, 1992

RIVERSIDE LABORATORIES,)
)
 Petitioner,)
)
 v.) PCB 90-165
) (Permit Appeal)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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

On August 6, 1992, the Agency filed a status report as directed by the Board's order of April 23, 1992. The report was accompanied by a motion for leave to file instanter, which is hereby granted.

The Agency states that Riverside Laboratories ("Riverside") has pending before the Board two petitions for variance, PCB 91-161 and PCB 90-164, as well as a permit appeal, PCB 90-165, all pertaining to the Part 218 papercoating regulations as applied to Riverside. Riverside has pending before the United States Environmental Protection Agency ("USEPA") a reconsideration of the Federal Implementation Plan (FIP) papercoating regulations as applied to Riverside. The USEPA has granted Riverside a further stay of enforcement of the papercoating limitations, pending final review. 35 Ill. Adm. Code 218.103(a)(2) stays the effectiveness of Part 218 as applied to each FIP appellant to the extent that each appellant receives a stay of the FIP from USEPA. Based on the foregoing, the Agency requests that the pending matters be held in abeyance pending final review by the USEPA of the papercoating regulations as applied to Riverside.

The Board notes that the deadline date in all three cases has been waived until June 30, 1993. The Board will accordingly enter a stay in each case ¹ until February 1, 1993, a date 120 days from the current due date. The parties are directed to file an updated status report on or before February 1, 1993, and may renew their request for an extension of the stay if necessary, provided that the extension is accompanied by an appropriate waiver of the

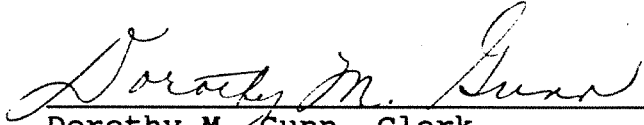
¹The document filed by the Agency bears only the PCB 90-164 and 90-165 captions, and not that of PCB 91-161. Any document requesting that the Board take action in multiple cases must be headed with the caption in each case to assure proper and timely consideration of that request.

0135-0271

decision deadline.

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 13th day of August, 1992, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board