

ILLINOIS POLLUTION CONTROL BOARD  
January 7, 1993

HARLEM TOWNSHIP,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

PCB 92-83

(Underground Storage Tank Fund  
Reimbursement Determination)

ORDER OF THE BOARD (by B. Forcade):

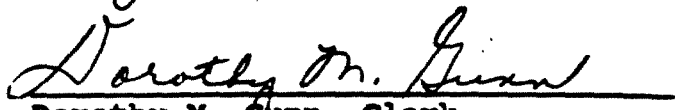
This matter comes before the Board on a Motion for Reconsideration and Motion for Extension of Time filed by Harlem Township on November 23, 1992. On December 3, 1992, the Board granted the motion for extension of time allowing until December 23, 1992 for Harlem Township to supplement its motion for reconsideration. Harlem Township filed its supplement to its motion for reconsideration on December 22, 1992. The Environmental Protection Agency did not file a response to the motion.

The motion asks the Board to reconsider its October 16, 1992 opinion and order affirming the Agency's determination that Harlem Township is ineligible for reimbursement from the fund for a release of petroleum from the pump nozzle. The motion for reconsideration raises no new issues of fact or law. Therefore, the Board finds no reason for reconsideration. The motion for reconsideration is denied and the Board reaffirms its opinion and order of October 16, 1992.

IT IS SO ORDERED.

Section 41 of the Environmental Protection Act (Ill. Rev.Stat. 1991, ch. 111 1/2, par 1041) provides for appeal of final orders of the Board within 35 days. The Rules of the Supreme Court of Illinois establish filing requirements.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 4<sup>th</sup> day of January, 1993, by a vote of 5-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

0138-0261