

ILLINOIS POLLUTION CONTROL BOARD
January 11, 1995

CENTRAL CAN COMPANY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 92-176
	)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J. Theodore Meyer):

This matter is before the Board on a status report, filed by the petitioner on January 5, 1995.

The parties state that since November 1992, they have been corresponding with the United States Environmental Protection Agency (USEPA) regarding the Illinois Environmental Protection Agency's (Agency) interpretation of the regulations cited in denying Central Can's permit application. On May 31, 1994, a representative of USEPA informed Central Can that USEPA would allow a "site-specific state implementation plan (SIP) revision" for Central Can's coating operations. Petitioner filed its petition for adjusted standard with the Board on December 5, 1994. Pursuant to 35 Ill. Adm. Code 106.711, petitioner filed its proof of publication in the adjusted standard proceeding on December 28, 1994. The Agency has not yet responded to petitioner's petition. It is anticipated that the petition will continue to be processed through the statutory and regulatory timeframes. The parties continue to believe that if an agreement can be reached regarding the petition for an adjusted standard as a site specific SIP revision, it may not be necessary to proceed with this appeal.

The status report is accepted. The Board observes that the petitioner provided the Agency with a draft of the status report, but the Agency failed to sign the status report. The Agency also failed to file a separate status report. The parties are ordered to file additional status reports, either jointly or separately, no later than June 5, 1995. The status reports shall include detailed information on the progress of the case, including an anticipated schedule for further action in this case and in the action for adjusted standard.

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 11th day of January, 1995, by a vote of 6-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board