

ILLINOIS POLLUTION CONTROL BOARD  
September 3, 1992

IN THE MATTER OF: )  
 )  
PETITION OF THE CITY OF ) AS 91-13  
ROCK ISLAND FOR AN ) (Adjusted Standard)  
ADJUSTED STANDARD FROM )  
35 ILL. ADM. CODE 304 )

ORDER OF THE BOARD (by R. C. Flemal):

On August 13, 1992, the Board ordered the parties in this proceeding to submit a status report. A joint status report and motion for additional time (joint report) was received by the Board on August 27, 1992. The joint report states that as a result of consultations between the Illinois Environmental Protection Agency (Agency), Rock Island, and the Illinois Department of Conservation (DOC)<sup>1</sup>, Rock Island has agreed to retain a consulting firm, ECOSEARCH, Inc., to conduct a field survey and perform acute toxicity testing. Upon completion of the ECOSEARCH report, Rock Island will submit copies to the Agency and DOC for review.

In its August 13, 1992 order, the Board further noted that the Agency received an extension until April 29, 1992 to file its response to the petition, and that no response has been filed. In the joint report, the Agency further requests that the Board grant the Agency "up to 60 days after receipt of the [ECOSEARCH] report to file its response in this matter". (joint report at 2.)

The Board notes that there is no indication in the joint report of a timetable for the submission of the ECOSEARCH report. In addition, absent a waiver, this matter is due for decision by the Board at its December 17, 1992 meeting. Under these circumstances, the Board cannot grant the additional time as requested. The Agency's motion is granted in part. The Agency shall submit its response to the petition by October 9, 1992. This will allow sufficient time for review and hearing prior to the Board's decision on the matter.

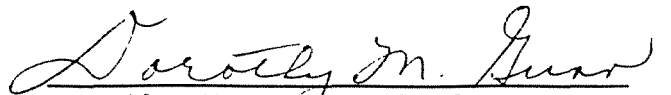
IT IS SO ORDERED.

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<sup>1</sup> The joint report states that the consultations are mandatory pursuant to DOC rules (17 Ill. Adm. Code 1075).

0135-0551

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 3<sup>rd</sup> day of September, 1992 by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board