

ILLINOIS POLLUTION CONTROL BOARD  
March 8, 1991

TRANSTECHNOLOGY CORPORATION, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 91-39  
 ) (Permit Appeal)  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by B. Forcade):

On March 1, 1991, TransTechnology Corporation filed a Petition for Review of Cleanup Objectives set by the Illinois Environmental Protection Agency. The Board finds that the petition is deficient, in that it does not fulfill the requirements of 35 Ill. Adm. Code 105.102(a)(2), which states in pertinent part:

In the case of a denial of a permit or issuance by the Agency of a permit with one or more conditions or limitations to which an applicant objects, an applicant who seeks to appeal the Agency decision shall file a petition for a hearing before the Board within 35 days of the date of mailing of the Agency's final decision. The petition shall include:

- (A) Citation of the particular standards under which a permit is sought;

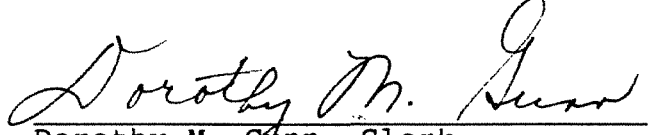
In particular, the petition fails to state the particular standards under which a permit was sought or to provide the Board with a copy of any final permit. If no permit is involved, the petition fails to state the Board's jurisdiction to review the January 25, 1991 letter from the Agency.

The parties are directed to simultaneously brief with specificity the issue of what jurisdictional basis exists for the Board to hear this action. These filings must be received in the Board's Office by 4:30 p.m. on Friday, March 22, 1991 to allow for consideration of the matter by the Board at its regularly scheduled meeting of March 28, 1991.

Unless an amended petition is filed within 45 days of the date of this Order, curing the above-noted defect(s), this matter will be subject to dismissal. The Board notes that for purposes of calculation of a decision deadline pursuant to Section 40 of the Act, the filing of an amended petition will restart the calculation of the Board's 120 day 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 8<sup>th</sup> day of March, 1991, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board