

ILLINOIS POLLUTION CONTROL BOARD
March 14, 1991

CALVARY TEMPLE CHURCH,)
)
 Petitioner,)
)
 v.) PCB 90-3
) (Permit Appeal)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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


On March 11, 1991, Calvary Temple Church ("Calvary") filed an appeal of the Illinois Environmental Protection Agency's denial of Calvary's application for construction and operation of a wastewater land treatment system.

The Board notes there are several problems concerning this appeal. First, there is a question whether this appeal is timely filed pursuant to Section 40 of the Environmental Protection Act ("Act"). Also, no copy of the denial letter was enclosed with Calvary's petition. Additionally, the Board notes that the notice of filing accompanying the petition states that a request for expedited consideration was filed. However, no such motion with reasons was enclosed with the petition. Should Calvary want expedited consideration, it should submit an appropriate motion with reasons. Lastly, Calvary has not shown why this appeal, being an appeal of an Agency determination on remand, should be considered under the docket for Calvary's previous permit appeal, rather than under a new docket.

A copy of the Agency denial letter, an appropriate motion for expedited decision, and any other information necessary to address these concerns of the Board shall be received by the Board not later than March 26, 1991, or this matter will be subject to dismissal. The Agency is also free to submit information on these issues within the same timeframe.

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 14th day of March, 1991 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board