

ILLINOIS POLLUTION CONTROL BOARD  
January 24, 1991

CENTRALIA ENVIRONMENTAL SERVICES, INC.,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 89-170
	)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by M. Nardulli):

This matter comes before the Board on the Illinois Environmental Protection Agency's (Agency) motion for reconsideration and modification filed November 29, 1990. By this motion, the Agency seeks reconsideration and modification of the Board's October 25, 1990 opinion and order upholding the Agency's denial of Centralia Environmental Services, Inc.'s (Centralia) applications for a supplemental development permit and a supplemental operating permit for its landfill in Marion County.

Initially, the Board must address Centralia's second motion for an extension of time to file its reply to the Agency's motion on January 7, 1991. The Agency did not file an objection to Centralia's request for an extension. Centralia's motion for an extension of time is granted. The Board notes that Centralia's response was timely filed on January 7, 1991 in accordance with its motion.<sup>1</sup>

In ruling on a motion for reconsideration, the Board will consider factors including, but not limited to, error in the decision and facts in the record which were overlooked. (35 Ill. Adm. Code 101.246(d).) The Agency states that the Board incorrectly stated in its October 25, 1990 opinion that no members of the public attended the hearings held in December of 1989. The Agency is correct. The record establishes that numerous members of the public attended the hearings and that some of these members of the public testified at the hearing. The Board did consider this participation, where relevant, in reaching its decision and regrets the error contained in the opinion. The motion for

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<sup>1</sup> Given that the Board has granted Centralia's second motion for an extension of time and that Centralia filed its response on January 7, 1991 as requested in its motion, Centralia's motion to file its response ~~instanter~~ is moot.

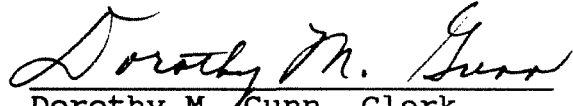
reconsideration is therefore granted and the October 25, 1990 opinion is hereby modified to reflect the public's attendance and participation in the lengthy hearings held in this matter.

In all other respects, the Agency's motion for reconsideration is denied as failing to raise matters not previously considered by the Board in its October 25, 1990 opinion.

IT IS SO ORDERED.

J. D. Dumelle concurs.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control, hereby certify that the above Order was adopted on the 24<sup>th</sup> day of January, 1991, by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board