

ILLINOIS POLLUTION CONTROL BOARD
June 21, 2007

CAIRO/LOWE OIL,)	
)	
Petitioner,)	
)	
v.)	PCB 07-125
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

On June 6, 2007, the Board received a joint notice to extend the 35-day period within which Cairo/Lowe Oil (Cairo) may appeal a May 15, 2007 determination of the Illinois Environmental Protection Agency (Agency). According to the joint notice, Cairo received the Agency determination on May 17, 2007. The joint request was therefore timely filed. *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 101.300(b)(2), 105.406. The Agency's determination concerns Cairo's leaking underground storage tank site located at 4th and Jefferson Streets in Alexander County. In the determination, the Agency accepted Cairo's Corrective Action Plan but rejected the budget.

The Board extends the appeal period until September 14, 2007, as the parties request, based on the May 17, 2007 decision receipt date. *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 105.406. If Cairo fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 21, 2007, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board