

ILLINOIS POLLUTION CONTROL BOARD

June 20, 1996

| | | |
|---------------------------------------|---|-------------------------|
| ESG WATTS, INC., an Iowa corporation, |) | |
| |) | PCB 94-243 |
| Petitioner, |) | 94-306 |
| |) | 94-307 |
| v. |) | 94-308 |
| |) | 94-309 |
| ILLINOIS ENVIRONMENTAL |) | 95-133 |
| PROTECTION AGENCY, |) | 95-134 |
| |) | (Consolidated) |
| Respondent. |) | (Permit Appeals - Land) |

ORDER OF THE BOARD (by C.A. Manning):

This matter comes before the Board upon a motion for stay filed June 3, 1996 by ESG Watts, Inc. (Watts). Watts requests a stay to allow its continued acceptance of various generic and special wastes during the pendency of Watts' appeal of the Board's March 21, 1996 decision concerning Watts' permit review to the Third District Appellate Court. Watts requests that the previously-granted permit remain in effect during the pendency of the appeal. No response from the Illinois Environmental Protection Agency has been received by the Board.

The Board hereby denies the request for stay. Stay may be requested from the appellate court as provided in Rule 335 of the Rules of the Supreme Court of Illinois. (See, 107 Ill. 2d R. 335 and 35 Ill. Adm. Code 101.303 (1994).)

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 _____ day of _____, 1996, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board