

ILLINOIS POLLUTION CONTROL BOARD  
June 3, 2010

|                        |   |              |
|------------------------|---|--------------|
| DONALD KOCH d/b/a LLAD | ) |              |
| ENTERPRISES,           | ) |              |
|                        | ) |              |
| Petitioner,            | ) |              |
|                        | ) |              |
| v.                     | ) | PCB 10-65    |
|                        | ) | (UST Appeal) |
| ILLINOIS ENVIRONMENTAL | ) |              |
| PROTECTION AGENCY,     | ) |              |
|                        | ) |              |
| Respondent.            | ) |              |

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

On March 4, 2010, at the parties' request, the Board extended until May 21, 2010, the time period for Donald Koch, d/b/a LLAD Enterprises (LLAD) to appeal a January 12, 2010 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2006); 35 Ill. Adm. Code 105.406. The determination concerns LLAD's leaking underground storage tank (UST) site at 1180 South Main Street in Antioch, Lake County. Pursuant to 35 Ill. Adm. Code 734.630(c), the Agency denied approval for \$63,782.10 in requested remediation and disposal costs and demolition costs regarding LLAD's UST site. The Agency found the costs ineligible for repayment from the UST Fund due to LLAD's failure to take early action, mathematical errors, and lack of supporting documentation. Because LLAD failed to timely file an appeal, the Board dismisses this case and closes the docket.

IT IS SO ORDERED.

I, John Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 3, 2010, by a vote of 5-0.



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John Therriault, Assistant Clerk  
Illinois Pollution Control Board