

US EPA ARCHIVE DOCUMENT

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As part of the permitting process, a pollution control facility must obtain local siting approval. 415 ILCS 5/39.2(a) (West 1994). To obtain local siting approval, the county board or the governing body of the municipality must approve of the facility according to various criteria listed in section 39.2(a) of the Act (415 ILCS 5/39.2(a) (West 1994)). The governing body must hold at least one public hearing within 120 days of the application (415 ILCS 5/39.2(d) (West 1994)) and must generally take final action on the application within 180 days (415 ILCS 5/39.2(e) (West 1994)). Local siting approval expires at the end of two calendar years from the date upon which it was granted. 415 ILCS 5/39.2(f) (West 1994).

Docket No. 96071-Agenda 11-May 2004.

ALTERNATE FUELS, INC., Appellee, v. DIRECTOR OF THE
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY *et al.*, Appellants.

Opinion filed October 21, 2004.

JUSTICE FITZGERALD delivered the opinion of the court: