

ILLINOIS POLLUTION CONTROL BOARD
February 3, 2000

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 96-240
) (Enforcement - Air)
ROGERS O'HARE MOTOR TERMINAL)
LIMITED, a limited partnership, and CAROLINA)
FREIGHT CARRIERS CORPORATION, a)
North Carolina corporation,)
)
Respondents.)
)

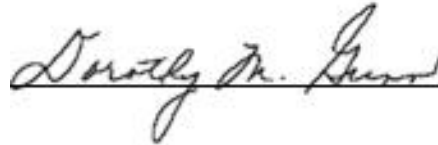
ORDER OF THE BOARD (by G.T. Girard):

On May 23, 1996, the Illinois Attorney General filed a formal complaint against Rogers O'Hare Motor Terminal Limited, a Limited Partnership, and Carolina Freight Carriers Corporation, a North Carolina corporation, concerning a facility located at 160 Old Higgins Road, Des Plaines, Cook County, Illinois. On March 19, 1998, the Board, on its own motion, consolidated this matter with Rogers O'Hare Motor Terminal, Limited v. ABF Freight Systems, Inc., PCB 98-107. On January 21, 2000, the parties filed a stipulation and proposal for settlement, accompanied by a motion requesting relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (Act) (415 ILCS 5/31(c)(1) (1998)). The Board, on its own motion, severs this matter from PCB 98-107 and directs the Clerk of the Board to cause publication of the required newspaper notice for the stipulation and proposal for settlement and request for relief from hearing concerning the complaint filed by the Illinois Attorney General on behalf of the People of the State of Illinois and the Illinois Environmental Protection Agency.

Pursuant to Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (1998)), the parties may file with the Board a stipulation and proposal for settlement accompanied by a request for relief from the hearing requirement. Unless the Board determines that a hearing is needed, the Board is required to cause notice of the stipulation and proposal for settlement and request for relief. Any person may file a written demand for hearing within 21 days after receiving the notice. If a hearing is requested, the Board will accordingly deny the request for relief and schedule a hearing.

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 3rd day of February 2000 by a vote of 5-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board