

ILLINOIS POLLUTION CONTROL BOARD
September 23, 1993

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) AC 93-19
) IEPA No. 238-93-AC
LAIDLAW WASTE SYSTEMS, INC. AND) (Administrative Citation)
ENVIRONMENTAL RECLAMATION COMPANY,)
)
Respondents.)

ORDER OF THE BOARD (by B. Forcade):

This matter comes before the Board on a September 7, 1993, "Motion to Dismiss Appeal". The respondents move for dismissal of this appeal pursuant to settlement.

On June 1, 1993, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). The Agency alleges that on April 6, 1993, a facility operated by respondent in the County of Coles was inspected. Based on this inspection the Agency alleges that respondents were in violation of Sections 21(o)(5) and 21(p)(12) of the Environmental Protection Act. (415 ILCS 5/21(o)(5) and 21(p)(12). The statutory penalty established for each violation is \$500.00 pursuant to Section 42(b)(4) of the Act. Therefore, respondents were subject to a total penalty of \$1,000.00 for the two alleged violations.

The Board hereby grants respondent's motion to withdraw the petition for review. Therefore, pursuant to Section 31.1(d)(1), the Board finds that Laidlaw Waste Systems, Inc. and Environmental Reclamation Co. have violated the provisions alleged in the Administrative Citation. Since there are two (2) such violations, the total penalty to be imposed is \$1000.00.

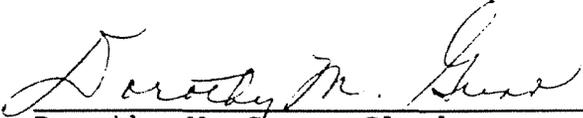
It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this order the respondents shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust Fund, pay a penalty in the amount of \$1000.00 which is to be sent to:

Illinois Environmental Protection Agency
Fiscal Services Division
2200 Churchill Road
Springfield, IL 62706.

This docket is closed.

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 23rd day of September, 1993, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board