

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

COUNTY OF OGLE, )  
 )  
COMPLAINANT, )  
 )  
v. ) AC 10-4  
 )  
KATHY KNUTSON, STEVE KNUTSON, )  
and DAN BOCKER, )  
 )  
RESPONDENTS. )

STIPULATION OF SETTLEMENT AND DISMISSAL OF  
RESPONDENTS KNUTSONS' PETITION FOR ADMINISTRATIVE REVIEW

NOW COMES the Complainant, County of Ogle ("County"), by and through its attorney, John B. Roe, Ogle County State's Attorney, by Emily S. Seifert, Assistant State's Attorney, and the Respondents, Kathy Knutson and Steve Knutson (hereafter referred to as "Respondents Knutsons"), by and through their attorney, Thomas Suits, and Respondent Dan Bocker (hereafter referred to as "Respondent Bocker"), and pursuant to the Illinois Environmental Protection Act, 415 ILCS 5/31.1 and 42(b)(4-5), and the Illinois Pollution Control Board's Rules and Regulations, the parties hereby enter into this Stipulation of Settlement, and in support hereof state as follows:

1. On July 6 and July 7, 2009 (for purposes of the case against Respondent Bocker), and on July 7, 2009 (for purposes of the case against Respondents Knutsons), Joy Bliton, Field Inspector with Ogle County Solid Waste Management Department, conducted an inspection of a facility owned and operated by Respondents Knutsons. Respondent Bocker was the contractor of the facility at the time of the allegations. The facility is located at 9413 W. Henry Road, Polo, Illinois. The

## Electronic Filing - Received, Clerk's Office, July 8, 2010

site is designated with the Site Code No. 1418015002.

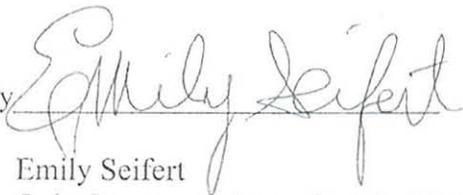
2. On or about September 2, 2009 for Respondent Bocker, and on or about September 8, 2009 for Respondents Knutsons, the County served said Respondents with Administrative Citation No. 2010-04, alleging therein that they had caused or allowed open dumping at the facility in a manner which resulted in the following violations: 1) littering, in violation of 415 ILCS 5/21(p)(1); 2) open burning in violation of 415 ILCS 5/21(p)(3); and 3) deposition of general construction or demolition debris in violation of 415 ILCS 5/21(p)(7).
3. The parties have reached a Stipulation of Settlement, which is hereby tendered to the Illinois Pollution Control Board for approval:
  - A. Respondents Knutsons and Respondent Bocker admit that they caused or allowed littering, in violation of 415 ILCS 5/21(p)(1), and agree to pay the statutory fine of \$1,500 pursuant to 415 ILCS 5/42(b)(4).
  - B. Respondents Knutsons and Respondent Bocker admit that they caused or allowed the deposition of general construction or demolition debris, in violation of 415 ILCS 5/21(p)(7), and agree to pay the statutory fine of \$1,500 pursuant to 415 ILCS 5/42(b)(4).
  - C. Respondents Knutsons and Respondent Bocker agree to pay the statutory civil penalty within 30 days of the date of the Board's order accepting this stipulation.
  - D. Respondents Knutsons and Respondent Bocker agree to diligently comply with, and shall cease and desist from further violations of

the Act, 415 ILCS et seq., and the Board's rules and regulations.

- E. The waste located at the site that was the subject of this administrative citation has been removed and properly disposed of.
- F. Respondents Knutsons' Petition for Review filed with the Board on October 15, 2009, shall be dismissed.

WHEREFORE, the parties request that the Board accept this Stipulation of Settlement and issue an order consistent with its terms and conditions.

County of Ogle, Complainant,

By   
Emily Seifert  
Ogle County Assistant State's Attorney  
106 S. 5<sup>th</sup> Street, Ste 110  
Oregon, IL 61061  
(815) 732-1170

Kathy Knutson and Steve Knutson,

Respondents,

By   
Thomas Suits  
Attorney for Respondents Knutson  
114 W. Mason  
Polo, IL 61064  
(815) 946-2276

Dan Bocker, Respondent,

  
Dan Bocker  
2744 W. Branch Road  
Polo, IL 61064