

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB No.
)	
CLEAN HARBORS ENVIRONMENTAL)	
SERVICES, INC., a Massachusetts)	
Corporation,)	
)	
Respondent.)	

COMPLAINT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, complains of Respondent, CLEAN HARBORS ENVIRONMENTAL SERVICES, INC., as follows:

COUNT I
UNPERMITTED WASTE STORAGE VIOLATIONS

1. This Complaint is brought by the Attorney General on her own motion and at the request of the Illinois Environmental Protection Agency ("Illinois EPA"), pursuant to the terms and provisions of Section 31 of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31(2012).

2. The Illinois EPA is an agency of the State of Illinois created by the Illinois General Assembly in Section 4 of the Act, 415 ILCS 5/4(2012), and charged, *inter alia*, with the duty of enforcing the Act.

3. This Complaint is brought pursuant to Section 31 of the Act, 415 ILCS 5/31(2012), after providing the Respondent with notice and the opportunity for a meeting with the Illinois EPA.

4. Respondent, Clean Harbors Environmental Services, Inc., is a Massachusetts corporation, registered to do business in the State of Illinois. Respondent's registered agent is CT Corporation System, 208 South LaSalle St, Suite 814, Chicago, Illinois, 60604.

5. Respondent operates a less than ten day hazardous waste transfer facility at 1750 Fosterberg Road, Alton, Illinois, 62002 ("Facility").

6. Section 21 of the Act, 415 ILCS 5/21 (2012), provides as follows:

No person shall:

(d) Conduct any waste-storage, waste-treatment, or waste-disposal operation:

1) without a permit granted by the Agency or in violation of any conditions imposed by such permit, including periodic reports and full access to adequate records and the inspection of facilities, as may be necessary to assure compliance with this Act and with regulations and standards adopted thereunder;

2) in violation of any regulations or standards adopted by the Board under this Act; or

(e) Dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

7. Section 3.315 of the Act, 415 ILCS 5/3.315 (2012), defines "person" as:

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representative, agent or assigns.

8. Respondent is a "person" as defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2012).

9. Section 807.201 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 807.201, provides as follows:

Subject to such exemption as expressly provided in Section 21(e) (Ill. Rev. Stat. 1981, ch. 111½, par. 1021(e)) of the Act as to the requirement of obtaining a permit, no person shall cause or allow the development of any new solid waste management site or cause or allow the modification of an existing solid waste management site without a Development Permit issued by the Agency.

10. Section 807.202 of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 807.202, provides as follows:

(a) New Solid Waste Management Sites.

Subject to such exemption as expressly provided in Section 21(e) of the Act (Ill. Rev. Stat. 1982, ch. 111½, par. 1021(e)) as to the requirement of obtaining a permit, no person shall cause or allow the use or operation of any solid waste management site for which a Development Permit is required under Section 807.201 without an Operating Permit issued by the Agency, except for such testing operations as may be authorized by the Development Permit.

11. Section 3.535 of the Act, 415 ILCS 5/3.535 (2010), provides as follows:

"Waste" means any garbage, sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility or other discarded material, including solid, liquid, semi-solid, or contained gaseous material resulting from industrial, commercial, mining and agricultural operations, and from community activities. . . .

12. Section 3.470 of the Act, 415 ILCS 5/3.470 (2010), provides as follows:

"Solid waste" means waste.

13. Section 3.485 of the Act, 415 ILCS 5/3.485 (2010), provides as follows:

"Storage site" is a site at which waste is stored.

14. Section 3.500 of the Act, 415 ILCS 5/3.500 (2010), provides as follows:

"Transfer station" means a site or facility that accepts waste for temporary storage

or consolidation and further transfer to a waste disposal, treatment or storage facility.

15. Respondent's site is a "storage site" and "transfer station" as those terms are defined.

16. Respondent transfers Illinois non-hazardous special waste and universal waste at the Facility. Respondent does not have a permit to operate a solid waste transfer station at the Facility.

17. Respondent operates four trucks out of the Facility including two box trucks and two tractor trailers. Hazardous waste is transferred from smaller trucks to trailers at a loading dock and sealed with secondary containment.

18. Respondent transfers non-hazardous special waste at the Facility from motor vehicle to motor vehicle. The non-hazardous special wastes include toxic solids, inorganic NOS, toxic solids organic NOS, non DOT regulated material, oil filters, antifreeze, non-hazardous pharmaceuticals, and lab pack chemicals.

19. On September 21, 2012, Clean Harbors reported a release of one cup of chrome-nickel waste from SRGGI Farmington from Farmington, Missouri. On information and belief, bins of the chrome-nickel plating sludge were stacked on top of each other and liquid squeezed out of the flex bins. The leaking flex bins and waste generated from the spill remediation was repackaged and sent for disposal.

20. On October 2, 2012, the Illinois EPA conducted a Compliance Evaluation Inspection at the Facility. The inspection was in response to a September 21, 2012 release of chrome-nickel waste reported to the Illinois Emergency Management Agency.

21. On October 2, 2012, the Illinois EPA inspector observed the Respondent's manifests for the Facility. The Respondent's manifests for the Facility show that the non-

hazardous special waste is routinely accumulated at the Facility for over 24 hours but less than 10 days.

22. On a date or dates better known to Respondent, the Respondent has conducted a nonhazardous waste storage operation at the Facility without the necessary permits granted by the Illinois EPA, and in violation of Sections 807.201 and 807.202(a) of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 807.201 and 807.202(a).

23. By conducting a waste-storage operation at the Facility without a permit granted by the Illinois EPA, or in violation of any regulations or standards adopted by the Board, the Respondent has violated Section 21(d) of the Act, 415 ILCS 21(d)(2012).

24. By storing waste at the site that does not meet the requirements of the Act and of the standards and regulations promulgated thereunder, the Respondent has violated Section 21(e) of the Act, 415 ILCS 5/21(e)(2012).

PRAYER FOR RELIEF

WHEREFORE, Complainant, the PEOPLE OF THE STATE OF ILLINOIS, respectfully request that the Board enter an order against the Respondent, CLEAN HARBORS ENVIRONMENTAL SERVICES, INC.:

- A. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;
- B. Finding that Respondent has violated the Act as alleged herein;
- C. Ordering Respondent to cease and desist from any further violations of the Act;
- D. Pursuant to Section 42(a) of the Act, 415 ILCS 5/42(a), imposing upon the Respondent for every violation a civil penalty of fifty thousand dollars (\$50,000) for each violation of the Act, and an additional penalty of ten thousand dollars (\$10,000) for each day

during which each such violation has continued thereafter;

- E. Awarding to Complainant its costs and reasonable attorney's fees; and
- F. Granting such other relief as the Board may deem appropriate.

PEOPLE OF THE STATE OF ILLINOIS
LISA MADIGAN,
Attorney General of the
State of Illinois,

BY: Matthew J. Dunn
MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

Of Counsel
AMANDA KIMMEL
ARDC# 6303715
500 South Second Street
Springfield, Illinois 62706
217/557-5767
Dated:

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PEOPLE OF THE STATE OF ILLINOIS,)	
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Complainant,)	
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STIPULATION AND PROPOSAL FOR SETTLEMENT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, the Illinois Environmental Protection Agency (“Illinois EPA”), and CLEAN HARBORS ENVIRONMENTAL SERVICES, INC., (“Respondent”) (“Parties to the Stipulation”), have agreed to the making of this Stipulation and Proposal for Settlement (“Stipulation”) and submit it to the Illinois Pollution Control Board (“Board”) for approval. This stipulation of facts is made and agreed upon for purposes of settlement only and as a factual basis for the Board’s approval of this Stipulation and issuance of relief. None of the facts stipulated herein shall be introduced into evidence in any other proceeding regarding the violations of the Illinois Environmental Protection Act (“Act”), 415 ILCS 5/1 et seq. (2012), and the Board’s Regulations, alleged in the Complaint except as otherwise provided herein. It is the intent of the Parties to the Stipulation that it be a final adjudication of this matter.

I. STATEMENT OF FACTS

A. Parties

1. A Complaint was filed simultaneous with this Stipulation, on behalf of the People of the State of Illinois by Lisa Madigan, Attorney General of the State of Illinois, on her own

motion and upon the request of the Illinois EPA, pursuant to Section 31 of the Act, 415 ILCS 5/31 (2012), against the Respondent.

2. The Illinois EPA is an administrative agency of the State of Illinois, created pursuant to Section 4 of the Act, 415 ILCS 5/4 (2012).

3. At all times relevant to the Complaint, Respondent was and is a Massachusetts corporation that is authorized to transact business in the State of Illinois. At all times relevant to the Complaint, Respondent owned and operated a less than ten day hazardous waste transfer facility at 1750 Fosterberg Road, Alton, Madison, County, Illinois, 62002 ("Facility").

4. Respondent transfers Illinois non-hazardous special waste and universal waste at the Facility. At all times relevant to the Complaint, Respondent did not have a permit to operate a solid waste transfer station at the Facility.

5. Respondent operates four trucks out of the Facility including two box trucks and two tractor trailers. Hazardous waste is transferred from smaller trucks to trailers at a loading dock and sealed with secondary containment.

6. Respondent transfers non-hazardous special waste at the Facility from motor vehicle to motor vehicle. The non-hazardous special wastes include toxic solids, inorganic NOS, toxic solids organic NOS, non DOT regulated material, oil filters, antifreeze, non-hazardous pharmaceuticals, and lab pack chemicals.

7. On September 21, 2012, Clean Harbors reported a release of one cup of chrome-nickel waste from SRGGI Farmington from Farmington, Missouri.

8. On October 2, 2012, the Illinois EPA conducted a Compliance Evaluation Inspection at the Facility. The inspection was in response to a September 21, 2012 release of chrome-nickel waste reported to the Illinois Emergency Management Agency.

9. On October 2, 2012, the Illinois EPA inspector observed the Respondent's manifests for the Facility. The Respondent's manifests for the Facility show that the non-hazardous special waste is routinely accumulated at the Facility for over 24 hours but less than 10 days.

B. Allegations of Non-Compliance

Complainant contends that the Respondent has violated the following provisions of the Act and Board regulations:

Count I: Respondent operated an unpermitted waste storage facility in violation of Sections 807.201 and 807.202(a) of the Board's Waste Disposal Regulations, 35 Ill. Adm. Code 807.201 and 807.202(a) and Sections 21(d) and (e) of the Act, 415 ILCS 21(d) and (e) (2012).

C. Non-Admission of Violations

The Respondent admits to the jurisdictional allegations, and agrees not to contest, but does not admit, the findings of fact and conclusions of law alleged in the Complaint filed in this matter and referenced within Section I.B herein.

D. Compliance Activities to Date

On January 24, 2013, the Illinois EPA issued Respondent a permit, Permit No. 2012-509-DE/OP, Log No. 2012-509, to develop and operate a solid waste management site at the Facility to transfer non-hazardous non-putrescible special waste.

II. APPLICABILITY

This Stipulation shall apply to and be binding upon the Parties to the Stipulation. The Respondent shall not raise as a defense to any enforcement action taken pursuant to this Stipulation the failure of any of its officers, directors, agents, employees or successors or assigns to take such action as shall be required to comply with the provisions of this Stipulation. This Stipulation may be used against the Respondent in any subsequent enforcement action or permit

proceeding as proof of a past adjudication of violation of the Act and the Board Regulations for all violations alleged in the Complaint in this matter, for purposes of Sections 39 and 42 of the Act, 415 ILCS 5/39 and 42 (2012).

III. IMPACT ON THE PUBLIC RESULTING FROM ALLEGED NON-COMPLIANCE

Section 33(c) of the Act, 415 ILCS 5/33(c)(2012), provides as follows:

In making its orders and determinations, the Board shall take into consideration all the facts and circumstances bearing upon the reasonableness of the emissions, discharges, or deposits involved including, but not limited to:

1. the character and degree of injury to, or interference with the protection of the health, general welfare and physical property of the people;
2. the social and economic value of the pollution source;
3. the suitability or unsuitability of the pollution source to the area in which it is located, including the question of priority of location in the area involved;
4. the technical practicability and economic reasonableness of reducing or eliminating the emissions, discharges or deposits resulting from such pollution source; and
5. any subsequent compliance.

In response to these factors, the Parties to the Stipulation state the following:

1. Human health and the environment were not threatened but the Illinois EPA's information gathering responsibilities were hindered by the Respondent's alleged violations.
2. There is social and economic benefit to the facility.
3. Operation of the facility was suitable for the area in which it occurred.
4. Obtaining a permit for the site and compliance with its terms is both technically practicable and economically reasonable.
5. Respondent has subsequently complied with the Act and the Board Regulations.

IV. CONSIDERATION OF SECTION 42(h) FACTORS

Section 42(h) of the Act, 415 ILCS 5/42(h)(2012), provides as follows:

In determining the appropriate civil penalty to be imposed under . . . this Section, the Board is authorized to consider any matters of record in mitigation or aggravation of penalty, including but not limited to the following factors:

1. the duration and gravity of the violation;
2. the presence or absence of due diligence on the part of the respondent in attempting to comply with requirements of this Act and regulations thereunder or to secure relief therefrom as provided by this Act;
3. any economic benefits accrued by the respondent because of delay in compliance with requirements, in which case the economic benefits shall be determined by the lowest cost alternative for achieving compliance;
4. the amount of monetary penalty which will serve to deter further violations by the respondent and to otherwise aid in enhancing voluntary compliance with this Act by the respondent and other persons similarly subject to the Act;
5. the number, proximity in time, and gravity of previously adjudicated violations of this Act by the respondent;
6. whether the respondent voluntarily self-disclosed, in accordance with subsection i of this Section, the non-compliance to the Agency;
7. whether the respondent has agreed to undertake a "supplemental environmental project," which means an environmentally beneficial project that a respondent agrees to undertake in settlement of an enforcement action brought under this Act, but which the respondent is not otherwise legally required to perform; and
8. whether the respondent has successfully completed a Compliance Commitment Agreement under subsection (a) of Section 31 of this Act to remedy the violations that are the subject of the complaint.

In response to these factors, the Parties to the Stipulation state as follows:

1. The Complainant alleges that the Respondent failed to obtain a permit prior to operating a transfer station at the site. The violations began prior to October 2, 2012 and resolved on January 24, 2013 with the issuance of the Storage/Treatment Permit.

2. Respondent was diligent in attempting to come back into compliance with the Act, Board regulations and applicable federal regulations, once the Illinois EPA notified it of its noncompliance.

3. The economic benefit of noncompliance is nominal.

4. Complainant has determined, based upon the specific facts of this matter, that a penalty of Ten Thousand Dollars (\$10,000.00) will serve to deter further violations and aid in future voluntary compliance with the Act and Board regulations.

5. Respondent has previously adjudicated violations of the Act at a solid waste transfer station located at 4615 Road, Roxana, Illinois which is the subject of *People v. Clean Harbor Environmental Services*, IPCB No. 05-53.

6. Self-disclosure is not at issue in this matter.

7. The settlement of this matter includes a supplemental environmental project ("SEP") in addition to the monetary penalty.

8. On November 7, 2012, Respondent submitted a proposed Compliance Commitment Agreement ("CCA"). On November 15, 2012, the Illinois EPA sent a letter rejecting the proposed CCA.

V. TERMS OF SETTLEMENT

A. Penalty Payment

1. The Respondent shall pay a civil penalty in the sum of ten thousand dollars (\$10,000.00) within thirty (30) days from the date the Board adopts and accepts this Stipulation.

B. Stipulated Penalties, Interest and Default

1. If the Respondent fails to make any payment required by this Stipulation on or before the date upon which the payment is due, the Respondent shall be in default and the

remaining unpaid balance of the penalty, plus any accrued interest, shall be due and owing immediately. In the event of default, the Complainant shall be entitled to reasonable costs of collection, including reasonable attorney's fees.

2. Pursuant to Section 42(g) of the Act, interest shall accrue on any penalty amount owed by the Respondent not paid within the time prescribed herein. Interest on unpaid penalties shall begin to accrue from the date such are due and continue to accrue to the date full payment is received. Where partial payment is made on any penalty amount that is due, such partial payment shall be first applied to any interest on unpaid penalties then owing.

C. Payment Procedures

All payments required by this Stipulation shall be made by certified check or money order payable to the Illinois EPA for deposit into the Environmental Protection Trust Fund ("EPTF"). Payments shall be sent by first class mail and delivered to:

Illinois Environmental Protection Agency
Fiscal Services
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

The name, case number and the Respondent's federal tax identification number shall appear on the face of the certified check or money order. A copy of the certified check or money order and any transmittal letter shall be sent to:

Amanda Kimmel
Environmental Bureau
Illinois Attorney General's Office
500 South Second Street
Springfield, Illinois 62706

D. Future Compliance

1. Respondent shall operate the Facility in compliance with all applicable permits.

Respondent will close the Facility in compliance with the closure plan as approved by the Illinois EPA on August 29, 2014, Permit No. 2012-509-DE/OP, Log-No. 2014-287.

2. In addition to any other authorities, the Illinois EPA, its employees and representatives, and the Attorney General, her employees and representatives, shall have the right of entry into and upon the Respondent's facility which is the subject of this Stipulation, at all reasonable times for the purposes of conducting inspections and evaluating compliance status. In conducting such inspections, the Illinois EPA, its employees and representatives, and the Attorney General, her employees and representatives, may take photographs, samples, and collect information, as they deem necessary.

3. This Stipulation in no way affects the responsibilities of the Respondent to comply with any other federal, state or local laws or regulations, including but not limited to the Act and the Board Regulations.

4. The Respondent shall cease and desist from future violations of the Act and Board Regulations that were the subject matter of the Complaint.

E. Supplemental Environmental Project

1. In order to promote the goals of the Act to restore, protect and enhance the quality of the environment, the Respondent shall perform the following supplemental environmental project ("SEP"). The parties agree that this SEP consists of hazardous waste disposal and related collection and transportation services for fair market value retail price up to twenty thousand (\$20,000.00) dollars over the next five years following the date of this Stipulation. Respondent must demonstrate proof of fair market value to the Illinois EPA.

Project Description

The State of Illinois is often responsible for the proper cleanup and disposal of abandoned drums - either at remote locations or inside former warehouses, for example. When the rightful owners of the waste cannot be discerned or made accountable, the State bears the burden and costs to ensure proper cleanup and disposal of illegally discarded wastes. Clean Harbors has the resources to provide waste identification, manifesting, packaging, profiling, transportation and disposal of such wastes.

Expected Environmental Benefit

The People and environment of the State of Illinois will benefit by the proper cleanup, transportation and disposal of abandoned waste, without bearing the cost.

Regions of Illinois

Southwest region or statewide, based on the needs of the State.

2. Complainant shall notify the Respondent that it intends to utilize a portion of the SEP at least three (3) business days prior to the date it be needed for disposal. The Bureau of Land Bureau Chief will act as the Illinois EPA designated contact for this SEP.

3. Upon disposal of any SEP waste, Respondent shall prepare a manifest and if applicable a Land Disposal Restriction Notification Form (LDR). Copies of the manifest and LDR shall be forwarded to:

Bureau Chief's Office
Illinois EPA-Bureau of Land
1021 North Grand Ave -East
P.O. Box 19276
Springfield, Illinois 62794-9276

4. The Respondent shall complete the SEP no later than five years and, within 30 days thereafter, shall submit a project completion report, including a summary of all expenditures, to the contact persons identified in Section V.G for review and confirmation that

the SEP was performed pursuant to this Stipulation. The project completion report shall include the following certification by a responsible corporate official of the Respondent:

I certify under penalty of law that this document was prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted based on my inquiry of those persons directly responsible for gathering the information, and that the information submitted in or accompanying this notification of final compliance is to the best of my knowledge true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and or imprisonment for knowing violations.

In the event that the SEP cannot be completed, the Respondent shall pay the settlement value of the remaining and unused SEP funds pursuant to the procedures of Section V.C no later than the date by which the SEP should have been completed.

5. By signature on this Stipulation, the Respondent certifies that, as of the date of entry of this Order, it is not required to perform or develop any of the foregoing SEP by any federal, state or local law or regulation, nor is it required to perform or develop the SEP by agreement or injunctive relief in any other case. The Respondent further certifies that it has not received, and is not presently negotiating to receive credit for, the SEP in any other enforcement action.

6. Any public statement, oral or written, in print, film or other media, made by the Respondent making reference to any SEP shall include the following language: "This project was undertaken in connection with the settlement of an enforcement action taken by the Illinois Attorney General and the Illinois EPA for alleged violations of the Illinois Environmental Protection Act and regulations promulgated thereunder."

F. Release from Liability

In consideration of the Respondent's payment of the \$10,000.00 penalty, its commitment to cease and desist as contained in Section V.D. above, completion of all activities required

hereunder, and upon the Board's approval of this Stipulation, the Complainant releases, waives and discharges the Respondent from any further liability or penalties for the violations of the Act and Board Regulations that were the subject matter of the Complaint herein. The release set forth above does not extend to any matters other than those expressly specified in Complainant's Complaint filed simultaneously with this Stipulation. The Complainant reserves, and this Stipulation is without prejudice to, all rights of the State of Illinois against the Respondent with respect to all other matters, including but not limited to, the following:

- a. criminal liability;
- b. liability for future violation of state, federal, local, and common laws and/or regulations;
- c. liability for natural resources damage arising out of the alleged violations; and
- d. liability or claims based on the Respondent's failure to satisfy the requirements of this Stipulation.

Nothing in this Stipulation is intended as a waiver, discharge, release, or covenant not to sue for any claim or cause of action, administrative or judicial, civil or criminal, past or future, in law or in equity, which the State of Illinois may have against any person, as defined by Section 3.315 of the Act, 415 ILCS 5/3.315, or entity other than the Respondent.

G. Correspondence, Reports and Other Documents

Any and all correspondence, reports and any other documents required under this Stipulation, except for penalty payments, shall be submitted as follows:

As to the Complainant

Amanda Kimmel
Assistant Attorney General
Environmental Bureau
500 South Second Street
Springfield, Illinois 62702

Melanie Jarvis
Assistant Counsel
Illinois EPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Chris Cahnovsky
Regional Manager
Bureau of Land
Illinois EPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

As to the Respondent

Clean Harbors Environmental Services, Inc.
42 Longwater Drive
Norwell, MA 02061
Attn: General Counsel

H. Enforcement and Modification of Stipulation

Upon the entry of the Board's Order approving and accepting this Stipulation, that Order is a binding and enforceable order of the Board and may be enforced as such through any and all available means.

I. Execution of Stipulation

The undersigned representatives for the Parties to the Stipulation certify that they are

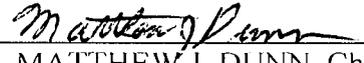
fully authorized by the party whom they represent to enter into the terms and conditions of this Stipulation and to legally bind them to it.

WHEREFORE, the Parties to the Stipulation request that the Board adopt and accept the foregoing Stipulation and Proposal for Settlement as written.

PEOPLE OF THE STATE OF ILLINOIS, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

LISA MADIGAN
Attorney General
State of Illinois

LISA BONNETT, Director
Illinois Environmental Protection Agency

BY: 
MATTHEW J. DUNN, Chief
Environmental Enforcement/
Asbestos Litigation Division

BY: 
JOHN J. KIM
Chief Legal Counsel

DATE: 12/2/14

DATE: 11/26/14

CLEAN HARBORS
ENVIRONMENTAL SERVICES, INC.

BY: 

Name: William F. Connors

Title: Sr. Vice President Compliance

DATE: 10/6/2014

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, hereby requests that the Board grant this motion for relief from the hearing requirement set forth in Section 31(c)(1) of the Act, 415 ILCS 5/31(c)(1) (2014).

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS
LISA MADIGAN
ATTORNEY GENERAL

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: s/Amanda Kimmel
AMANDA KIMMEL
Environmental Bureau
Assistant Attorney General

500 South Second Street
Springfield, Illinois 62706
217/782-9031

CERTIFICATE OF SERVICE

I hereby certify that I did on December 5, 2014, cause to be served by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box in Springfield, Illinois, a true and correct copy of the following instruments entitled NOTICE OF ELECTRONIC FILING, COMPLAINT, STIPULATION AND PROPOSAL FOR SETTLEMENT and MOTION FOR RELIEF FROM HEARING REQUIREMENT upon the following:

Timмеры Fitzpatrick
Senior Environmental Attorney
Clean Harbors
P.O. Box 9149
42 Longwater Drive
Norwell, MA 02061-9149

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794

s/Amanda Kimmel
AMANDA KIMMEL
Assistant Attorney General

This filing is submitted on recycled paper.