

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	AC 2016-013
)	
v.)	(IEPA No. 30-16-AC)
)	
GEORGE W. WOODCOCK, JR. AND)	
GEORGE W. WOODCOCK III d/b/a)	
WEST DRILLING COMPANY,)	
)	
Respondents.)	

NOTICE OF FILING

To: Law Office of George W. Woodcock
120 East Fifth Street
P.O. Drawer 400
Mount Carmel, Illinois 62863-0400

PLEASE TAKE NOTICE that on this date I filed at hearing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled STIPULATION OF SETTLEMENT AND DISMISSAL OF RESPONDENTS' PETITION FOR ADMINISTRATIVE REVIEW.

Respectfully submitted,


Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: July 27, 2017

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	AC 2016-013
Complainant,)	
)	
v.)	(IEPA No. 30-16-AC)
)	
GEORGE W. WOODCOCK, JR. AND)	
GEORGE W. WOODCOCK III d/b/a)	
WEST DRILLING COMPANY,)	
)	
Respondents.)	

STIPULATION OF SETTLEMENT AND DISMISSAL
OF RESPONDENT'S PETITION FOR ADMINISTRATIVE REVIEW

NOW COMES the Complainant, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by and through its attorney, Michelle M. Ryan, and the Respondents GEORGE W. WOODCOCK, JR. AND GEORGE W. WOODCOCK III d/b/a WEST DRILLING COMPANY ("Respondents"), by and through their attorney, George W. Woodcock Sr., pursuant to Sections 31.1 and 42(b)(4-5) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31.1 and 42(b)(4-5) (2014), and Section 103.180 of the Illinois Pollution Control Board's ("Board") Rules and Regulations, 35 Ill. Adm. Code 103.180, the parties hereby enter into this STIPULATION OF SETTLEMENT AND DISMISSAL OF RESPONDENT'S PETITION FOR ADMINISTRATIVE REVIEW ("Agreement"), and in support hereof, the parties respectfully state as follows:

1. On December 30, 2015, Garrison Gross, Environmental Protection Specialist for the Illinois EPA's Marion Regional Office, conducted an inspection of a facility owned and operated by the Respondents. The facility is located at 15716 Highway 1, approximately one

mile north of Mt. Carmel, Wabash County, Illinois, and is designated with Illinois EPA Site Code No. 1850205044.

2. On or about February 12, 2016, the Illinois EPA served the Respondents with Administrative Citation No. 30-16-AC, alleging therein that the Respondents had caused or allowed open dumping at the facility on December 30, 2015, in a manner which resulted in the following occurrences: (1) litter, a violation of 415 ILCS 5/21(p)(1) (2014).

3. On or about March 15, 2016, Respondents filed a Petition for Review contesting the administrative citation.

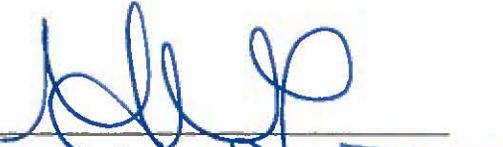
4. In an effort to resolve this matter without the need for a hearing, the parties have engaged in settlement negotiations and have reached this Agreement and hereby tender it to the Board for approval, the terms and conditions of which are as follows:

- a. Respondents admit to open dumping resulting in litter at the facility in violation of 415 ILCS 5/21(p)(1)(2014) and agrees to pay the statutory civil penalty of \$1,500.00 pursuant to 415 ILCS 5/42(b)(4-5) (2014).
- b. Respondents agree to pay the statutory civil penalty in three (3) installments of \$500 each, the first within 30 days of the date of the Board's order accepting this stipulation and continuing monthly until paid in full. In the event that a payment is late or missed, the entire balance due will become immediately due and owing.
- c. Respondents agree to diligently comply with, and shall cease and desist from further violation of the Act, 415 ILCS 5/1 *et seq.* (2014), and the Board's rules and regulations, 35 Ill. Adm. Code Subtitles A through H.

- d. The waste observed during the December 30, 2015 inspection has been removed and the violation resolved.
- e. The Illinois EPA agrees not to refer the violations that are the subject of this administrative citation to the Office of the Illinois Attorney General or any other prosecuting authority for the initiation of a civil enforcement action.
- f. Respondents' Petition for Review filed with the Board on or about March 15, 2016, shall be dismissed.

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, Complainant,

BY: 
Michelle M. Ryan
Special Assistant Attorney General
1021 North Grand Avenue East
Springfield, IL 62702-4059

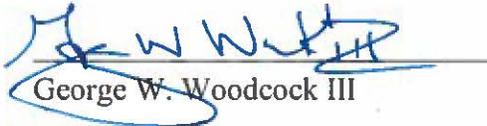
DATE: 7/25/17

-AND-

RESPONDENTS,


George W. Woodcock, Jr.

DATE: 7-17-17


George W. Woodcock III

DATE: 7/17/17

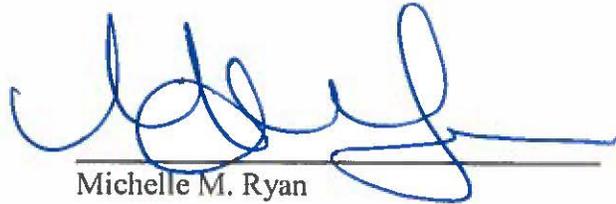
PROOF OF SERVICE

I hereby certify that I did on the 27th day of July, 2017, serve by U.S. Mail, postage thereon fully prepaid, a true and correct copy of the following instrument(s) entitled **STIPULATION OF SETTLEMENT AND DISMISSAL OF RESPONDENTS' PETITION FOR ADMINISTRATIVE REVIEW**

To: Law Office of George W. Woodcock
120 East Fifth Street
P.O. Drawer 400
Mount Carmel, Illinois 62863-0400

and the original via electronic filing on the same date

To: Don Brown, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544