

ILLINOIS POLLUTION CONTROL BOARD
September 7, 2023

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 24-14
)	(Enforcement – Water (NPDES))
NORMA BONELLI-ZOOK, an individual,)	
d/b/a FOUNTAIN VALLEY MOBILE HOME)	
PARK, an unincorporated entity,)	
)	
Respondent.)	

ORDER OF THE BOARD (by M. Gibson):

On August 21, 2023, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a one-count complaint against Norma Bonelli-Zook d/b/a Fountain Valley Mobile Home Park (Fountain Valley). The complaint concerns Fountain Valley’s mobile home park located at 1 Fountain Valley Road in Rantoul, Champaign County. Accompanying the complaint was a stipulation, proposal for settlement, and request for relief from the hearing requirement. The parties therefore seek to settle the complaint without a hearing. For the reasons below, the Board accepts the complaint and directs the Clerk to provide public notice of the stipulation, proposed settlement, and request for hearing relief.

Under the Environmental Protection Act (Act) (415 ILCS 5 (2022)), the Attorney General and the State’s Attorneys may bring actions before the Board to enforce Illinois’ environmental requirements on behalf of the People. *See* 415 ILCS 5/31 (2022); 35 Ill. Adm. Code 103. In this case, the People allege that Fountain Valley violated Section 12(a) and (f) of the Act (415 ILCS 5/12(a), (f)), Sections 305.102(b) and 309.102(a) of the Board’s Regulations (35 Ill. Adm. Code 305.102(b), 309.102(a)), and Special Condition 5 of its National Pollutant Discharge Elimination System (NPDES) Permit. The People allege that Fountain Valley committed these violations by failing to submit discharge monitoring reports as required by its NPDES Permit from at least June 2020 through May 2021 and causing, threatening, or allowing discharges into the waters of the State of Illinois in violation of its NPDES permit and Board regulations. The Board finds that the complaint meets the applicable content requirements of the Board’s procedural rules and accepts the complaint. *See* 35 Ill. Adm. Code 103.204(c).

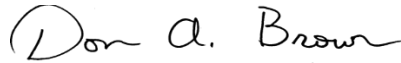
On August 21, 2023, simultaneously with the People’s complaint, the People and Fountain Valley filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2022)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2022)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code

103.300(a). Under the proposed stipulation, Fountain Valley admits the alleged violations and agrees to pay a civil penalty of \$7,500.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 30 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. *See* 415 ILCS 5/31(c)(2) (2022); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 7, 2023, by a vote of 4-0.

A handwritten signature in cursive script that reads "Don A. Brown".

Don A. Brown, Clerk
Illinois Pollution Control Board