

ILLINOIS POLLUTION CONTROL BOARD

August 7, 2025

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 25-68
)	(Enforcement - Air)
ADVANCED WEB TECHNOLOGIES)	
ILLINOIS, INC., a Delaware corporation,)	
)	
Respondent.)	

OPINION AND ORDER OF THE BOARD (by J. Van Wie):

On June 30, 2025, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a one-count complaint against Advanced Web Technologies Illinois, Inc. (Advanced Web). The complaint concerns Advanced Web's facility located at 393 Joseph Drive in South Elgin, Kane County. Accompanying the complaint was a stipulation, proposal for settlement, and request for relief from the hearing requirement. The parties therefore seek to settle without a hearing. For the reasons below, the Board accepts the parties' stipulation and proposed settlement.

Under the Environmental Protection Act (Act) (415 ILCS 5 (2024)), 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 (2024); 35 Ill. Adm. Code 103. In this case, the People allege that Advanced Web violated Section 39.5(6)(b) of the Act (415 ILCS 5/39.5(6)(b)) by operating the facility without timely submitting a complete application for a Clean Air Act Permit Program (CAAPP) permit or a Federally Enforceable State Operating Permit (FESOP).

On June 30, 2025, simultaneously with the People's complaint, the People and Advanced Web 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) (2024)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2024)), 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). The Board provided notice of the stipulation, proposed settlement, and request for relief. The newspaper notice was published in the *Fox Valley Daily Herald* on July 15, 2025. The Board did not receive any requests for hearing. The Board grants the parties' request for relief from the hearing requirement. *See* 415 ILCS 5/31(c)(2) (2024); 35 Ill. Adm. Code 103.300(b).

Section 103.302 of the Board's procedural rules specifies the required contents of stipulations and proposed settlements. *See* 35 Ill. Adm. Code 103.302. These requirements include stipulating to facts on the nature, extent, and causes of the alleged violations and the

nature of Advanced Web's operations. Section 103.302 also requires that the parties stipulate to facts called for by Section 33(c) of the Act (415 ILCS 5/33(c) (2024)), which bears on the reasonableness of the circumstances surrounding the alleged violations. Under the proposed settlement, Advanced Web does not affirmatively admit the alleged violations. The stipulation also addresses the factors of Section 42(h) of the Act (415 ILCS 5/42(h) (2024)), which may mitigate or aggravate the civil penalty amount.

Under the proposed settlement, Advanced Web agrees to pay a civil penalty of \$27,500 within 30 days after the date of this order and to cease and desist from future violations of the Act that were the subject of the complaint. In addition, Advanced Web agrees to promptly respond to any requests for additional information regarding its FESOP application by the Illinois Environmental Protection Agency (IEPA) and on issuance of a CAAPP permit or FESOP must comply with its terms. Advanced Web must also timely apply to IEPA for all future construction and operating permits. The IEPA, its employees and representatives, and the Attorney General shall have the right of entry into and upon Advanced Web's facility that is the subject of the stipulation at all reasonable times for the purposes of conducting inspections and evaluating compliance status, including the right to take photographs, samples, and collect information as they deem necessary. The People and Advanced Web have satisfied Section 103.302. The Board accepts the stipulation and proposed settlement.

This opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

1. The Board accepts and incorporates by reference the stipulation and proposed settlement.
2. Advanced Web must pay a civil penalty of \$27,500 no later than Monday, September 8, 2025, which is the first business day following the 30th day after the date of this order. Advanced Web must pay the civil penalty by certified check or money order payable to the Illinois Environmental Protection Agency for deposit into the Environmental Protection Trust Fund. The case name and case number must appear on the certified check or money order.
3. Advanced Web must submit payment of the civil penalty to:

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

Advanced Web must send a copy of the certified check or money order and any transmittal letter to:

Cara Sawyer, Assistant Attorney General

Environmental Bureau
 Illinois Attorney General's Office
 69 W. Washington Street, Suite 1800
 Chicago, Illinois 60602
Cara.Sawyer@ilag.gov

Xinyi Wei, Assistant Counsel
 Division of Legal Counsel
 Illinois Environmental Protection Agency
 2520 W. Iles Ave.
 Springfield, Illinois 62704
Xinyi.wei@illinois.gov

4. Penalties unpaid within the time prescribed will accrue interest under Section 42(g) of the Environmental Protection Act (415 ILCS 5/42(g) (2024)) at the rate set forth in Section 1003(a) of the Illinois Income Tax Act (35 ILCS 5/1003(a) (2024)).
5. Advanced Web must cease and desist from future violations of the Environmental Protection Act that were the subject of the complaint. Advanced Web must promptly respond to any requests for additional information regarding its FESOP application by IEPA and on issuance of a CAAPP permit or FESOP must comply with its terms. In addition, Advanced Web must timely apply to IEPA for all future construction and operating permits. The IEPA, its employees and representatives, and the Attorney General shall have the right of entry into and upon Advanced Web's facility that is the subject of the stipulation at all reasonable times for the purposes of conducting inspections and evaluating compliance status, including the right to take photographs, samples, and collect information as they deem necessary.

IT IS SO ORDERED.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2024); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board's procedural rules provide that motions for the Board to reconsider or modify its final orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520; *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702. Filing a motion asking that the Board reconsider this final order is not a prerequisite to appealing the order. 35 Ill. Adm. Code 101.902.

Names and Addresses for Receiving Service of Any Petition for Review Filed with the Appellate Court	
Parties	Board
<p>Cara Sawyer, Assistant Attorney General Environmental Bureau Illinois Attorney General's Office 69 W. Washington Street, Suite 1800 Chicago, Illinois 60602 Cara.Sawyer@ilag.gov</p> <p>Xinyi Wei, Assistant Counsel Division of Legal Counsel Illinois Environmental Protection Agency 2520 W. Iles Ave. Springfield, Illinois 62704 Xinyi.wei@illinois.gov</p>	<p>Illinois Pollution Control Board Attn.: Don A. Brown, Clerk 60 East Van Buren Street, Suite 630 Chicago, Illinois 60605 don.brown@illinois.gov</p>
<p>Advanced Web Technologies Illinois, Inc. c/o Aron Frakes Lindsey Remakel Devin Driscoll Fredrikson & Byron, P.A. 60 South 6th Street, Suite 1500 Minneapolis, Minnesota 55417 afakes@fredlaw.com lremakel@fredlaw.com ddriscoll@fredlaw.com</p>	

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on August 7, 2025, by a vote of 5-0.



Don A. Brown, Clerk
Illinois Pollution Control Board