ILLINOIS POLLUTION CONTROL BOARD June 7, 2001

PEOPLE OF THE STATE OF ILLINOIS,)	
Complainant,)	
Complaniant,)	
v.)	PCB 01-165
)	(Enforcement – Public Water Supply)
VILLAGE OF RANTOUL and TEXTRON)	
AUTOMOTIVE EXTERIORS, INC.,)	
)	
Respondents.)	

ORDER OF THE BOARD (by C.A. Manning):

On June 5, 2001, the People of the State of Illinois (People) filed a two-count complaint against the Village of Rantoul (Village) and Textron Automotive Exteriors, Inc. (Textron). The first count of the complaint alleges that Textron and the Village constructed a water main installation without a permit in alleged violation of Sections 15 and 18 of the Environmental Protection Act (Act) (415 ILCS 5/15, 18 (2000)) and the Board's regulations at 35 Ill. Adm. Code 602.101. The second count of the complaint alleges that the Village constructed a water main extension without a permit in alleged violation of Section 18 of the Act (415 ILCS 5/18 (2000)) and the Board's regulations at 35 Ill. Adm. Code 601.101. These alleged violations occurred in the Village of Rantoul, Champaign County.

Also on June 5, 2001, the parties filed stipulations and proposals for settlement, accompanied by a motion requesting relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2000)). The People and the Village filed one stipulation and the People and Textron filed a separate stipulation. Textron admits the violations of Section 18 of the Act (415 ILCS 5/18 (2000)) and 35 Ill. Adm. Code 602.101. Textron proposes to pay a \$15,000 civil penalty. The Village admits the violations of Sections 15 and 18 of the Act (415 ILCS 5/15, 18) and 35 Ill. Adm. Code 602.101 of the Board's regulations. The Village proposes to pay a \$3,000 civil penalty.

Pursuant to Section 31(c)(2) of the Act, the complainant may file with the Board a stipulation and proposal for settlement accompanied by a request for relief from the hearing requirement. 415 ILCS 5/31(c)(2) (2000). Unless the Board determines that a hearing is needed, the Board is required to publish notice of the stipulation and proposal for settlement and request for relief from the hearing requirement.

Accordingly, the Board directs the Clerk of the Board to cause publication of one newspaper notice concerning the two separate stipulations and proposals for settlement. Any person may file a written demand for hearing within 21 days of the published notice. If a hearing is requested, the Board will deny the parties' request for relief and schedule a hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 7th day of June 2001 by a vote of 7-0.

Dorothy M. Gunn, Clerk

Illinois Pollution Control Board