

ILLINOIS POLLUTION CONTROL BOARD  
July 12, 2001

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
v. ) PCB 01-174  
) (Enforcement – Water)  
LAKEWOOD HOMES, INC., )  
)  
Respondent. )

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

On June 29, 2001, the People of the State of Illinois (People) filed a four-count complaint against respondent Lakewood Homes, Inc. (Lakewood). The complaint alleges that Lakewood caused or allowed water quality violations, created a water pollution hazard, discharged without a permit, and discharged in violation of a permit in Round Lake Beach, Lake County, Illinois. These activities were in alleged violation of Section 12(a), 12(d), and 12(f) of the Environmental Protection Act (Act) (415 ILCS 5/12(a), 12(d), 12 (f) (2000)), the Board's regulations at 35 Ill. Adm. Code 302.203, 309.102(a), and 309.146(a), and National Pollutant Discharge Elimination System Permit ILR103814.

On June 29, 2001, the parties also filed a stipulation and proposal 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)). Lakewood denies the alleged violations in the complaint but proposes to pay a \$25,000 penalty.

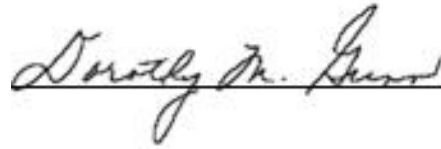
Pursuant to Section 31(c)(2) of the Act, the People may file with the Board a stipulation and proposal for settlement accompanied by a request for relief from the hearing requirement. 415 ILCS 5/31(c)(2) (2000). Unless the Board determines that a hearing is needed, the Board is required to publish notice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

Board Member T.E. Johnson abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 12th day of July 2001 by a vote of 4-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board