

ILLINOIS POLLUTION CONTROL BOARD
September 20, 2001

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 01-5
)	(Enforcement - RCRA)
ROECKER CABINETS INC. d/b/a)	
ROECKER CABINET & MILLWORK,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

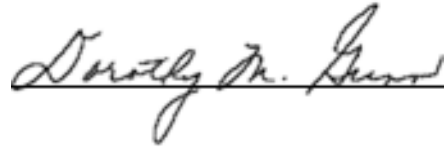
On July 7, 2000, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed an eighteen count complaint against Roecker Cabinets Inc. *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that Roecker Cabinets Inc. violated Section 21(f)(1),(2), and (i) of the Environmental Protection Act (Act) (415 ILCS 5/21 (f)(1),(2), and (i) (2000)) and the Board's waste disposal regulations at 35 Ill. Adm. Code 703.121, 703.150(a), 724.113, 724.114, 725.115(a),(b),(c),(d), 724.116, 724.131, 724.132, 724.133, 724.134, 724.137, 724.153(a), 724.155, 724.174, 724.175, 724.212(a), 724.242, 724.273, 724.274, 724.151(a), 722.111, and 808.121(a). The People further allege that Roecker Cabinets Inc. violated these provisions by operating without a site permit, failing to conduct and maintain waste analysis, inadequate security, failing to inspect, failing to train personnel, improper maintenance of the facility, improper alarm system, improper access to alarm, failing to make arrangements with local authorities, failing to maintain contingency plan, failing to appoint an emergency coordinator, failing to furnish required records, failing to submit an annual report, failing to submit a closure plan, failing to have a cost estimate for the closure, improper management of containers, failing to inspect container storage areas, improper storage of ignitable waste area, and failing to perform hazardous waste determination area. The complaint concerns Roecker Cabinets Inc. who manufactures cabinets for kitchens and bathrooms at their facility located at 850 North Main Street, Morton, Tazewell County, Illinois.

On September 6, 2001, the People and Roecker Cabinets Inc. 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) (2000)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2000)). *See* 35 Ill. Adm. Code 103.300(a).

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 21 days after receiving notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2000)); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the above order was adopted on September 20, 2001, by a vote of 6-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board