

ILLINOIS POLLUTION CONTROL BOARD
March 16, 1995

ROBERT MIEHLE,)
)
 Complainant,)
)
 v.) PCB 93-150
) (Enforcement-UST)
 CHICAGO BRIDGE AND)
 IRON COMPANY,)
)
 Respondent.)

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

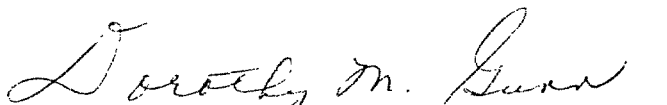
This matter is before the Board on a motion for voluntary dismissal filed by the complainant, Robert Miehle (Miehle) on March 10, 1995. The underlying complaint alleged that respondent, the Chicago Bridge and Iron Company (CBI), violated 415 ILCS 5/21(e) of the Environmental Protection Act for failure to dispose waste at an approved facility and for failure to undertake corrective action regarding an alleged release of petroleum from underground storage tanks. On March 10, 1995, both Miehle and CBI also jointly filed a stipulation of settlement and a request that the Board accept and approve the agreement making it an enforceable Board order. (Stipulated Agreement at 2.)

The Board has reviewed the settlement agreement proffered by the two parties and finds the agreement to be an acceptable resolution of this private enforcement action. The Board herein incorporates the Stipulation and Proposal for Settlement as submitted by the parties on March 10, 1995.

While the Board makes no findings of fact or conclusions of law, based on the parties assurances and affirmations, we dismiss this matter and hereby direct the parties to effectuate their agreement. The docket in this matter is hereby closed.

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 16th day of March, 1995, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board