

ILLINOIS POLLUTION CONTROL BOARD  
March 1, 2001

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
v. ) PCB 99-181  
) (Enforcement - Air)  
SICILIANO, INC., )  
)  
Respondent. )

ORDER OF THE BOARD (by E.Z. Kezelis):

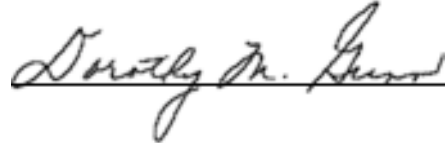
On June 4, 1999, the People of the State of Illinois (People) filed a five-count complaint against Siciliano, Inc. (Siciliano), a contractor that conducts demolition and asbestos removal activities. On June 23, 2000, the People filed a supplemental complaint in order to include violations against Siciliano that occurred subsequent to the filing of the initial complaint. The supplemental complaint alleges Siciliano failed to provide complete, timely, or revised notifications, and violated an order of the Board at 13 sites in Springfield, Sangamon County, Illinois. These activities were in alleged violation of Section 9.1(d) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(d) (1998)), and 40 C.F.R. § 61.145(b). In addition, by allegedly failing to comply with the National Emission Standards for Hazardous Air Pollutants (NESHAP) and the Act, it is alleged that Siciliano violated the Board's June 20, 1996 order. See People v. Siciliano (June 20, 1996), PCB 96-129.

On February 15, 2001, the parties 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) (1998)). Siciliano proposes to pay a \$13,000 civil 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) (1998). 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.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 1st day of March 2001 by a vote of 7-0.

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

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board