

ILLINOIS POLLUTION CONTROL BOARD
September 13, 1990

COUNTY OF ST. CLAIR,)
)
 Complainant,)
)
)
 v.) AC 90-68
) (Docket No. 90-10 SC)
) (Administrative Citation)
 DALE KLOHR,)
)
)
 Respondent.)

ORDER OF THE BOARD:

This matter comes before the Board upon a July 20, 1990 filing of an Administrative Citation pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the County of St. Clair. A copy of that Administrative Citation is attached hereto, but will not be printed in the Board's Opinion Volumes. Service of the Administrative Citation was made upon Dale Klohr on July 6, 1990. The County of St. Clair alleges that on May 9, 1990, Dale Klohr, present operator of a facility located in St. Clair County, violated Sections 21(q)(1) and 21(q)(3) of the Act. The statutory penalty established for each of these violations is \$500.00 pursuant to Section 42(b)(4) of the Act.

Dale Klohr has not filed a Petition for Review with the Clerk of the Board within 35 days of the date of service as allowed by Section 31.1(d)(2) of the Act. Therefore, pursuant to Section 31.1(d)(1), the Board finds that Dale Klohr has violated each and every provision alleged in the Administrative Citation. Since there are two (2) such violations, the total penalty to be imposed is set at \$1,000.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order Dale Klohr shall, by certified check or money order payable to the Landfill Citation Fund, pay a penalty in the amount of \$1,000.00, which is to be sent to:

Paul Haas
County Collector
#10 Public Square
Belleville, Illinois 62220

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 15th day of September, 1990, by a vote of 7-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board