

ILLINOIS POLLUTION CONTROL BOARD
April 12, 1990

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 89-196
)	IEPA No.9869-AC
)	(Administrative Citation)
WAYNE MOLEN)	
)	
Respondent.)	

ORDER OF THE BOARD (by J. Marlin):

This matter is before the Board on the Board's own motion. On January 25, 1990, the Board issued an Order in this cause which allowed the respondent, Wayne Molen, 35 days to file a petition for review. The respondent did not petition for review or otherwise notify the Board. Therefore, the Board hereby orders a default order be issued against the respondent and that this case be closed.

On August 28, 1989, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). 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 Wayne Molen on August 26, 1990. The Agency alleges that on July 11, 1989, Wayne Molen, present operator of a facility located in the County of Macoupin, violated Section 21(q)(1) of the Act. The statutory penalty established for each violation is \$500.00 pursuant to Section 42(b)(4) of the Act.

Respondent did not file a petition for review. Therefore, pursuant to Section 31.1(d)(1), the Board finds that Wayne Molen has violated the provisions alleged in the amended Administrative Citation. Since there is one (1) such violation, the total penalty to be imposed is \$500.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order Wayne Molen shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust

Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

Illinois Environmental Protection Agency
Fiscal Services Division
2200 Churchill Road
Springfield, IL. 62706.

This docket is 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 12th day of April, 1990, by a vote of 7-0.

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