

ILLINOIS POLLUTION CONTROL BOARD

December 21, 2000

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 01-91
	)	(Enforcement – Air)
CHESTER BROSS CONSTRUCTION	)	
COMPANY, INC.,	)	
	)	
Respondent.	)	

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

On December 8, 2000, the People of the State of Illinois (People) filed a four-count complaint against respondent Chester Bross Construction Company, Inc. (Chester). The complaint alleges Chester caused or allowed air pollution, open dumping, and open burning, and violated conditions of its permit at various highway improvement sites in Adams County, Illinois. These activities were in alleged violation of Sections 9(a)-(c), and 21(a)-(e) of the Environmental Protection Act (Act) (415 ILCS 5/12(a)-(c), 21(a)-(e) (1998)) and the Board's air pollution regulations at 35 Ill. Adm. Code 201.141, 201.142, 201.143, and condition 3 of its permit

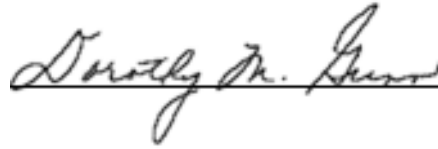
In addition to the complaint, on December 8, 2000, the parties filed a stipulation and proposal for settlement, accompanied by a motion requesting relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (1998)). Chester proposes to pay a \$25,000 penalty.

Pursuant to Section 31(c)(2) of the Act, the complainant 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 21st day of December 2000 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