

ILLINOIS POLLUTION CONTROL BOARD
October 18, 1989

COUNTY OF DUPAGE,)
)
)
 Complainant,)
)
 v.) AC 89-199
) (Case No. 89 C D 359)
) (Administrative Citation)
 BURKE'S HAULING and REFUSE,)
 INC.,)
)
 Respondent.)

ORDER OF THE BOARD:

This matter comes before the Board upon a September 1, 1989 filing of an Administrative Citation pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the County of DuPage. A copy of that Administrative Citation is attached hereto. Service of the Administrative Citation was made upon Burke's Hauling and Refuse on August 31, 1989. The County of DuPage alleges that Burke's Hauling and Refuse has violated Section 21(q)(1) of the Act. The statutory penalty established for this violation is \$500.00 pursuant to Section 42(b)(4) of the Act.

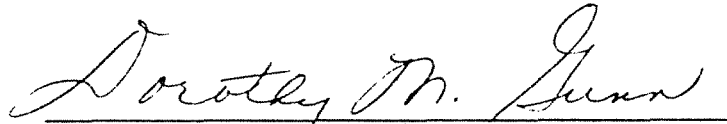
Burke's Hauling and Refuse has not filed a Petition for Review with the Clerk of the Board within 35 days of the date of service as allowed by Section 31.1(d)(2) of the Act. Therefore, pursuant to Section 31.1(d)(1), the Board finds that Burke's Hauling and Refuse has violated the provision alleged in the Administrative Citation. Since there is one (1) such violation, the total penalty to be imposed is set at \$500.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order Burke's Hauling and Refuse shall, by certified check or money order payable to the County of DuPage pay a penalty in the amount of \$500.00 which is to be sent to:

Steven K. Dunn
Environmental Control Manager
Department of Environmental Concerns
421 North County Farm Road
Wheaton, Illinois 60187

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 18th day of October, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board