

ILLINOIS POLLUTION CONTROL BOARD  
November 16, 2000

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 01-79
	)	(Enforcement – RCRA)
PHILLIPS PIPE LINE COMPANY, a	)	
subsidiary of PHILLIPS PETROLEUM	)	
COMPANY, INC., a Delaware corporation,	)	
	)	
Respondent.	)	

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

On November 8, 2000, the People of the State of Illinois filed a one-count complaint against respondent Phillips Pipe Line Company (Phillips). The complaint alleges Phillips shipped waste antifreeze without conducting testing, failed to determine if the waste needed to be treated prior to land disposal, failed to provide required notification, failed to report hazardous waste, failed to return copies of sample results, and caused open dumping at its facility located at 3300 Mississippi Avenue, Cahokia, St. Clair County, Illinois. These activities were in alleged violation of Sections 21(a), (e), and (f)(1) of the Environmental Protection Act (Act) (415 ILCS 5/21(a), (e), (f)(1) (1998)), and the Board's waste disposal regulations at 35 Ill. Adm. Code 722.111, 722.140(c), 722.141(a), 728.107(a)(1) and (a)(2), and 855.104.

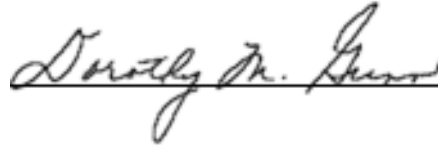
In addition to the complaint, on the same day, the parties filed a stipulation and proposal for settlement, accompanied by a motion requesting relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (1998)). In the proposed stipulation Phillips does not admit the violations alleged in the complaint, but proposes to pay a \$15,000 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 16th day of November 2000 by a vote of 7-0.

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

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board