

ILLINOIS POLLUTION CONTROL BOARD

August 8, 2002

CITY OF CHICAGO DEPARTMENT OF )  
ENVIRONMENT, )  
 )  
Complainant, )  
 )  
v. ) AC 02-56  
 ) (CDOE No. 02-02-AC)  
CITY WIDE DISPOSAL, INC., ) (Administrative Citation)  
 )  
Respondent. )

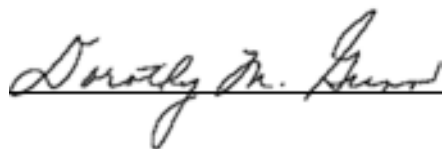
ORDER OF THE BOARD (by C.A. Manning):

On May 29, 2002, the City of Chicago Department of Environment (Department) filed an administrative citation against City Wide Disposal, Inc. (City Wide). *See* 415 ILCS 5/31.1(c) (2000); 35 Ill. Adm. Code 108.202(c). The Department alleges that City Wide violated Sections 21(p)(1) and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(7) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002). The Department further alleges that City Wide violated these provisions by causing or allowing the open dumping of waste in a manner resulting in litter and deposition of construction or demolition debris at a facility at 3910 South Loomis, Chicago, Cook County.

However, the Department failed to serve the administrative citation on City Wide within "60 days after the date of the observed violation." 415 ILCS 5/31.1(b) (2000); *see also* 35 Ill. Adm. Code 108.202(b).<sup>1</sup> The Board therefore dismisses this case and closes the docket. *See* 35 Ill. Adm. Code 108.402.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on August 8, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

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<sup>1</sup> The Department stated that the inspection occurred on April 1, 2002. City Wide was served with the citation on June 3, 2002, which is 63 days after the observed violation.