

ILLINOIS POLLUTION CONTROL BOARD

September 5, 2002

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 03-2
)	(IEPA No. 310-02-AC)
ED HEITZ,)	(Administrative Citation)
)	
Respondent.)	

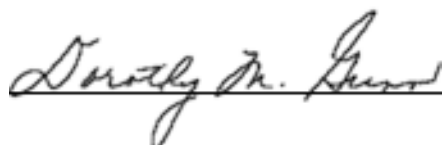
ORDER OF THE BOARD (by C.A. Manning):

On July 19, 2002, the Illinois Environmental Protection Agency (Agency) timely filed an administrative citation against Ed Heitz (Heitz). *See* 415 ILCS 5/31.1(c) (2000); 35 Ill. Adm. Code 108.202(c). The Agency alleges that Heitz violated Sections 21(p)(1), (p)(3), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(7) (2000)), *as amended by* P.A. 92-0574, eff. June 26, 2002). The Agency further alleges that Heitz violated these provisions by causing or allowing the open dumping of waste in a manner resulting in litter, open burning, and deposition of construction or demolition debris at a facility located at 14085 Lara Trace, Bloomington, McClean County.

However, on August 19, 2002, the Agency filed a motion to withdraw the administrative citation because Heitz was not served 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). The Board grants the Agency’s motion, and accordingly, 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 September 5, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board