

ILLINOIS POLLUTION CONTROL BOARD
December 15, 2005

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 06-15
)	(IEPA No. 411-05-AC)
ALLEN NOLTENSMEIER,)	(Administrative Citation)
)	
Respondent.)	

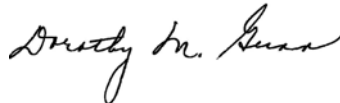
ORDER OF THE BOARD (by G.T. Girard):

On October 27, 2005, the Illinois Environmental Protection Agency (Agency) timely filed an administrative citation against Allen Noltensmeier. *See* 415 ILCS 5/31.1(c) (2004); 35 Ill. Adm. Code 108.202(c). The Agency alleged that on September 29, 2005, Allen Noltensmeier violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2004)). The Agency further alleges that Allen Noltensmeier violated this provision by causing or allowing the open dumping of waste in a manner that resulted in litter at 10267 County Road 200N, Chandlersville, Mason County.

On December 12, 2005, the Agency filed a motion to dismiss the administrative citation for lack of timely service on Allen Noltensmeier within 60 days of the observed violation. *See* 415 ILCS 5/31.1(b) and 35 Ill. Adm. Code 108.402. The Board grants that motion and dismisses the administrative citation.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 15, 2005, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board