

ILLINOIS POLLUTION CONTROL BOARD
January 19, 2006

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 05-201
)	(Enforcement – Air)
ILLINOIS TOOL WORKS, INC., a Delaware)	
Corporation,)	
)	
Respondent.)	

ORDER OF THE BOARD (by T.E. Johnson):

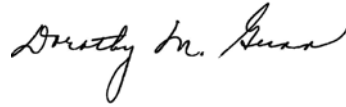
On May 31, 2005, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Illinois Tool Works, Inc., a Delaware Corporation (Illinois Tool). The complaint alleges that Illinois Tool violated Sections 9(a) and (b), and 39.5(6) of the Act (415 ILCS 5/9(a) and (b), and 39.5(6) (2004)); and 35 Ill. Adm. Code 201.142, 201.143, 201.302(a), 254.137(a), and 254.132(a) by constructing air emissions sources without a permit, failing to obtain operating permits for new emission sources, failing to submit timely annual emission reports, and by failing to obtain a clean air act permit program permit. The alleged violations occurred at Illinois Tool’s injection molding facility located at 195 Algonquin Road, Des Plaines, in Cook County. The Board accepted the complaint for hearing on June 16, 2005.

On January 9, 2006, the People and Illinois Tool filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act. 415 ILCS 5/31(c)(1) (2004). These filings are authorized by Section 31(c)(2) of the Act. 415 ILCS 5/31(c)(2) (2004). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, Illinois Tool does not admit the violations alleged in the complaint, but agrees to pay a civil penalty of \$17,500.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties’ request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2004); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on January 19, 2006, by a vote of 4-0.

A handwritten signature in black ink, appearing to read "Dorothy M. Gunn". The signature is written in a cursive style with a large, looping initial "D".

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board