

ILLINOIS POLLUTION CONTROL BOARD
December 7, 2006

THE VILLAGE OF LOMBARD,)
)
 Complainant,)
)
 v.) PCB 04-213
) (Citizens Enforcement – Cost Recovery)
 BILL’S AUTO CENTER, BILL’S)
 STANDARD SERVICE and WILLIAM)
 KOVAR,)
)
 Respondents.)

ORDER OF THE BOARD (by N.J. Melas):

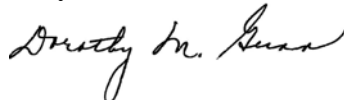
On November 29, 2006, the complainant, the Village of Lombard, Illinois (the Village), filed a status report and agreed motion to stay the petition. The Village requests that, pursuant to Section 105.514 of the Board’s procedural rules, the Board stay this cause of action for 210 days, or until June 27, 2007. 35 Ill. Adm. Code 105.514.

The Village explains that it brought this cost recovery action against the respondents, Bill’s Auto Center, Bill’s Standard Service, and Willam Kovar (respondents), for reimbursement of costs related to soil remediation on Village property located adjacent to the respondents’ property. The Village states that pursuant to an agreement between the parties not filed with the Board, the respondents will pay a certain amount of money to the Village in monthly installments. The Village states that the parties agree that the Board should stay these proceedings and retain jurisdiction over this matter until the payments are complete and the terms of the settlement are satisfied. According to the Village, the stay will not prejudice either party or the public in general.

The Board finds no prejudice will result in granting the agreed motion. Accordingly, the Board grants the motion to stay this matter for 210 days through and including June 27, 2007.

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 7, 2006, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board