

hazardous waste in an unlined hazardous waste landfill, disposing of bulk liquid hazardous waste in a hazardous waste landfill, and disposing of D002 liquid hazardous waste through land disposal (count VII); and Section 21(f)(2) of the Act (415 ILCS 5/21(f)(2) (2008)) and 19 sections of the Board's hazardous waste treatment, storage, and disposal regulations (35 Ill. Adm. Code 724.113(a), 724.113(b), 724.114(a), 724.114(b), 724.114(c), 724.115(a), 724.115(b), 725.116(a), 724.131, 724.132, 724.137, 724.151, 724.155, 724.173, 724.175, 724.212(a), 724.218(a), 724.242(a), 724.244) by failing to comply with waste disposal requirements and procedures (count VIII).

On May 6, 2011, the People and RRB 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) (2008)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2008)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, RRB neither admits nor denies the alleged violations and agrees to pay a civil penalty of \$30,000.

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. 415 ILCS 5/31(c)(2) (2008); 35 Ill. Adm. Code 103.300(b). Any person may file a written demand for hearing within 21 days after receiving the notice. *See* 415 ILCS 5/31(c)(2) (2008); 35 Ill. Adm. Code 103.300(b). If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. *See* 415 ILCS 5/31(c)(2) (2008); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 19, 2011, by a vote of 5-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board