

ILLINOIS POLLUTION CONTROL BOARD  
February 23, 1989

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Petitioner, )  
 )  
v. ) AC 88-73  
 ) IEPA No. 9092-AC  
JOHN SEXTON CONTRACTORS CO., )  
 )  
Respondent. )

ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board upon a February 17, 1989 motion for leave to withdraw the petition for review filed by Respondent, John Sexton Contractors Co. (Sexton). Sexton states that, without admitting the violation, it has determined not to contest the finding of violation and that it has paid the penalty. Sexton therefore requests withdrawal of its petition.

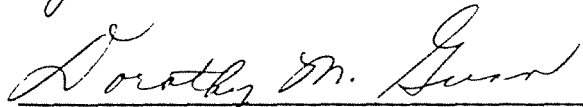
Sexton's motion is hereby granted. Pursuant to Section 31.1(d)(1), the Board finds that the John Sexton Contractors Co. has violated each and every provision alleged in the Administrative Citation. Since there is one (1) violation, the total penalty to be imposed is set at \$500.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order the City of John Sexton Contractors Co. shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

Illinois Environmental Protection Agency  
Fiscal Services Division  
2200 Churchill Road  
Springfield, IL 62706

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 23rd day of February, 1989 by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board