

ILLINOIS POLLUTION CONTROL BOARD
January 11, 1990

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Petitioner,)
)
v.) AC 89-253
) (IEPA Docket No. 10012-AC)
) (Administrative Citation)
)
CITY OF FREEPORT,)
)
Respondent.)

ORDER OF THE BOARD (by J. Marlin):

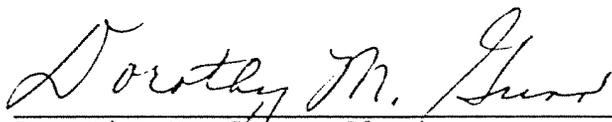
This two-count administrative citation was filed with the Board on November 17, 1989, alleging violations of Sections 21(q)(1) and 21(q)(3) of the Act as a result of a September 25, 1989 inspection. On December 28, 1989 the Board received a letter dated December 21 from the City petitioning for review.

On January 5, 1990 the Agency moved to withdraw one count of its complaint as the result of a settlement negotiated with the City, wherein the City agrees to clean up the open dump at issue here, and to take any necessary steps to prevent recurrence of the activity. The City additionally agreed to admit the remaining allegation and to pay a \$500 civil penalty upon the Board's grant of the Agency's motion.

The Agency's motion to amend is hereby granted. The Board will not, however, enter a further Order in this case until the City advises the Board as to whether it wishes to proceed with or withdraw its petition for review.

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 11th day of January, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board