ILLINOIS POLLUTION CONTROL BOARD
January 11, 1990

ILLINOIS ENVIRONMENTAL   )
PROTECTION AGENCY,   )
)
            Complainant,   )
)
            v.   )   AC 89-252
)   (IEPA Docket No. 10011-AC)
RAY & JOE RICHTER,   )   (Administrative Citation)
)
            Respondents.   )

ORDER OF THE BOARD:

This matter comes before the Board upon a November 17, 1989 filing of an Administrative Citation pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). A copy of that Administrative Citation is attached hereto. Service of the Administrative Citation was made upon Ray and Joe Richter on November 16 and November 17, 1989 respectively. The Agency alleges that Ray and Joe Richter has violated Sections 21(q)(1) and 21(q)(3) of the Act. The statutory penalty established for each of these violations is $500.00 pursuant to Section 42(b)(4) of the Act.
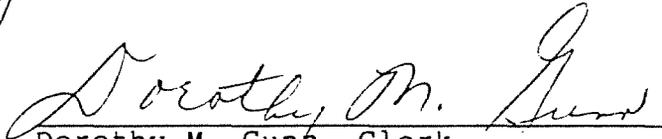
Ray & Joe Richter has not filed a Petition for Review with the Clerk of the Board within 35 days of the date of service as allowed by Section 31.1(d)(2) of the Act. Therefore, pursuant to Section 31.1(d)(1), the Board finds that Ray and Joe Richter has violated each and every provision alleged in the Administrative Citation. Since there are two (2) such violations, the total penalty to be imposed is set at $1,000.00.

It is hereby ordered that, <u>unless the penalty has already been paid</u>, within 30 days of the date of this Order Ray and Joe Richter 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 $1,000.00 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 _11th_ day of _January_, 1990, by a vote of _7-0_.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board