

ILLINOIS POLLUTION CONTROL BOARD
April 20, 2006

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 05-53
)	(Enforcement - Land)
CLEAN HARBORS ENVIRONMENTAL)	
SERVICES, INC., a Massachusetts)	
corporation,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

On September 15, 2004, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a one-count complaint against Clean Harbors Environmental Services, Inc. (Clean Harbors Environmental Services). *See* 415 ILCS 5/31(c)(1) (2004); 35 Ill. Adm. Code 103.204. The complaint concerns Clean Harbors Environmental Services' less than 10-day hazardous waste transfer station at Three Rivers RV and Boat Storage in South Roxana, Madison County.

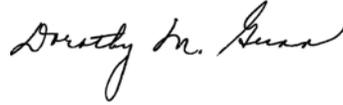
The People allege that Clean Harbors Environmental Services violated Section 21(d) and (e) of the Environmental Protection Act (Act) (415 ILCS 5/21(d) and (e) (2004)) and 35 Ill. Adm. Code 807.201 and 807.202 by conducting a non-hazardous waste storage facility without a permit.

On April 11, 2006, the People and Clean Harbors Environmental Services 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) (2004)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2004)). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, the Clean Harbors Environmental Services admits the alleged violations and agrees to pay a civil penalty of \$12,000. Clean Harbors Environmental Services further agrees to engage in a supplemental environmental project (SEP): over the next two years following adoption of this stipulation and settlement agreement, Clean Harbors Environmental will undertake hazardous waste disposal and related collection and transportation services having a fair market retail price up to \$18,000.

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. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2000); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 20, 2006, by a vote of 4-0.

A handwritten signature in cursive script that reads "Dorothy M. Gunn".

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board