

ILLINOIS POLLUTION CONTROL BOARD
August 23, 1979

ENVIRONMENTAL PROTECTION AGENCY,)
)
 Complainant,)
)
 v.) PCB 78-233
)
 GRANITE CITY STEEL COMPANY, an)
 Illinois corporation,)
)
 Respondent.)

INTERIM ORDER OF THE BOARD (by Mr. Goodman):

On July 20, 1979 the parties to this action requested that a Stipulation and Proposal for Settlement be adopted by the Board. First, the settlement allows the \$10,000 proposed penalty to be reduced by the amounts paid to citizens in settlement of their property damage claims.

The penalty herein is designed to assure that property damage claims are settled. It does not aid in the enforcement of the Act or induce compliance with regulations. It is not the Board's duty to expedite the settlement of private claims and the Board does not now intend to extend its authority over this area.


The penalty herein is a contingent one. The Board does not favor the imposition of contingent or suspended penalties; they interfere with the Board's duty to determine the penalty amount and the conditions under which the penalty is warranted.

The Board hereby rejects the Stipulation and Proposal for Settlement. The case is remanded for further proceedings consistent with this Order.

IT IS SO ORDERED.

Mr. Young **d**issents.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 23RD day of August, 1979 by a vote of 4-1.


Christan L. Moffett, Clerk
Illinois Pollution Control Board