

ILLINOIS POLLUTION CONTROL BOARD
March 8, 1990

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Complainant,)
)
v.) PCB 89-160
) (Enforcement)
P. L. DILLON LIMESTONE, INC.,)
an Illinois corporation,)
)
Respondent.)

MS. RENEE CIPRIANO, ASSISTANT ATTORNEY GENERAL, APPEARED ON
BEHALF OF COMPLAINANT;

MR. P.L. DILLON APPEARED PRO SE.

OPINION AND ORDER OF THE BOARD (by R. C. Flemal):

This matter comes before the Board upon a complaint filed October 6, 1989 on behalf of the Illinois Environmental Protection Agency by and through its attorney, Neil F. Hartigan, Attorney General of the State of Illinois. The complaint alleges that Respondent, P. L. Dillon Limestone, Inc. ("Dillon"), has violated Section 9(b) of the Illinois Environmental Protection Act ("Act"), Ill. Rev. Stat. 1987, ch. 111^{1/2}, par. 1009(b), and 35 Ill. Adm. Code 201.143 of the Board's rules and regulations.

Hearing on this matter was held on January 11, 1990 in Stockton, Illinois. At the hearing, the parties submitted a Stipulation and Settlement Agreement, executed by the parties. The Stipulation sets forth the facts and proposed terms of settlement in this matter. Dillon admits to past violations of Section 9(b) of the Act and 35 Ill. Adm. Code 201.143 and agrees to pay a civil penalty of \$1500. Dillon further agrees to cease and desist from the alleged violations.

The Board finds the Stipulation acceptable under 35 Ill. Adm. Code 103.180.

This Opinion constitutes the Board's findings of fact and conclusions of law in this matter.

ORDER

The Board accepts the Stipulation and Proposal for Settlement, which is hereby incorporated by reference as if fully set forth herein.

Respondent shall pay the sum of \$1,500 within 30 days of the this Order. Such payment shall be made by certified check or money order payable to the Treasurer of the State of Illinois, designated to the Environmental Trust Fund, and submitted by first class mail to:

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Fiscal Services Division
2200 Churchill Road
P.O. Box 19276
Springfield, Illinois 62794-9276

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 8th day of March, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board