

ILLINOIS POLLUTION CONTROL BOARD  
February 23, 1989

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) PCB 88-177  
 )  
EKCO HOUSEWARES, INC., )  
 )  
Respondent. )

MR. JOSEPH ANNUNZIO, ASSISTANT ATTORNEY GENERAL, APPEARED ON BEHALF OF COMPLAINANT;

MR. ROBERT D. TEICHERT, APPEARED ON BEHALF OF RESPONDENT.

OPINION AND ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board upon a complaint filed November 1, 1988. Hearing was held January 18, 1989, at which time a signed Stipulation and Proposal for Settlement ("Stipulation") was submitted by the parties for acceptance by the Board. The Stipulation addresses the facts and proposed terms of settlement in this matter. The Respondent, Ekco Housewares, Inc., admits to violations of Section 9(a) of the Act, Ill. Rev. Stat., (1987), ch. 1111/2, par. 1009(a) and 35 Ill. Adm. Code 201.143.

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

1. The Board accepts the Stipulation and Proposal for Settlement, which is hereby incorporated by reference as if fully set forth herein.
2. The Board finds that the Respondent, Ekco Housewares, Inc., violated Section 9(a) of the Illinois Environmental Protection Act, Ill. Rev. Stat. (1987), ch. 111 1/2, par. 1009(a) and 35 Ill. Adm. Code 201.143.
3. Respondent shall pay the penalty of \$12,000 within 30 days of this Order. Such payment shall be made by

certified check or money order payable to the Illinois Environmental Protection Trust Fund and submitted to:

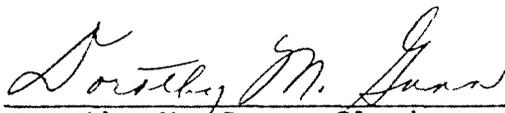
Illinois Environmental Protection Agency  
Fiscal Services Division  
2200 Churchill Road  
P. O. Box 19276  
Springfield, Illinois 62794-9276

4. This matter is dismissed.

IT IS SO ORDERED.

J. Theodore Meyer dissented.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 23<sup>rd</sup> day of February, 1989, by a vote of 6-1.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board