

ILLINOIS POLLUTION CONTROL BOARD  
December 5, 2002

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 02-18
	)	(Enforcement - Water)
WILLIAMSBURG PLACE OF CRETE, INC.,	)	
an Illinois corporation,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by T.E. Johnson):

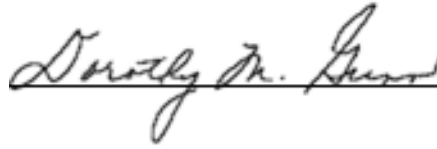
On August 9, 2001, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Williamsburg Place of Crete, Inc. (Williamsburg). *See* 415 ILCS 5/31(c)(1) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002; 35 Ill. Adm. Code 103.204. The People allege that Williamsburg violated Sections 12(a) and (f) of the Environmental Protection Act (Act) (415 ILCS 5/12(a) and (f) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002) as well as 35 Ill. Adm. Code 302.302, 304.105, 304.106, and 309.146(a). The People further allege that Williamsburg violated these provisions by allowing, *inter alia*, the discharge of soil sediment, refuse, and contaminants into waters of the State of Illinois. In addition, the People allege that Williamsburg failed to establish and maintain a storm water pollution prevention plan as required by its permit. The complaint concerns Williamsburg's subdivision development located in the Village of Crete, Will County, Illinois.

On November 27, 2002, the People and Williamsburg filed a stipulation and proposed settlement, accompanied by an agreed request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, Williamsburg neither admits nor denies that its acts or omissions constituted violations of the Act and Board regulations as alleged in the complaint. Williamsburg agrees to pay a civil penalty of \$7,500.

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) *amended by* P.A. 92-0574, eff. June 26, 2002; 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 December 5, 2002, by a vote of 6-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board