

ILLINOIS POLLUTION CONTROL BOARD
April 3, 2003

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 03-12
)	(Enforcement - Water)
RIVERSTONE GROUP, INC., an Illinois)	
corporation,)	
)	
Respondent.)	

ORDER OF THE BOARD (by N.J. Melas):

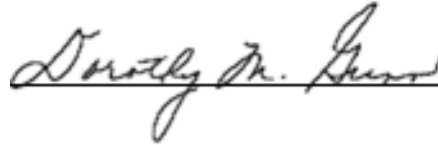
On July 31, 2002, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Riverstone Group, Inc. (Riverstone). *See* 415 ILCS 5/31.1(c) (2002); 35 Ill. Adm. Code 108.202(c). The complaint contains allegations of water pollution and creating offensive conditions at Riverstone's Troy Grove quarry, a limestone quarry, located at 539 Route 52, Utica, LaSalle County. The People allege that Riverstone violated the Environmental Protection Act (Act), and effluent discharge standards for total suspended solids (TSS) as set by the Board and the National Pollutant Discharge Elimination System (NPDES) permit issued to Riverstone by the Illinois Environmental Protection Agency (Agency). Riverstone's NPDES permit # ILG840049 allows it to discharge effluent in to the Little Vermilion River.

On March 25, 2003, the People and respondents 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) (2002)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2002)). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, Riverstone neither admits nor denies the alleged violations and agrees to pay a civil penalty of \$38,000 designated to the Environmental Protection Trust Fund.

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) (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 April 3, 2003, by a vote of 7-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board