

ILLINOIS POLLUTION CONTROL BOARD
March 15, 2012

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
JR'S MOBILE HOMES, INC., CMH HOMES,) AC 12-30
INCS., AND DAVID R. MOSER,,) (IEPA No. 19-12-AC)
) (Administrative Citation)
)
Respondents.)

ORDER OF THE BOARD (by T.A. Holbrook):

On February 17, 2012, the Illinois Environmental Protection Agency (Agency) filed an administrative citation against Jr's Mobile Homes, Inc., CMH Homes, Inc., and David R. Moser (collectively, respondents). *See* 415 ILCS 5/31.1 (2010); 35 Ill. Adm. Code 108. The administrative citation concerns a property located at 1195 E. Radio Tower Rd. in Mt. Vernon, Jefferson County. The property is commonly known to the Agency as the "Mt. Vernon/Jr's Mobile Homes, Inc." site and is designated with Site Code No. 0818105002. The Agency alleged that on January 9, 2012, respondents violated Sections 21(p)(1), 21(p)(7), and 55(k)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(7), 55(k)(1) (2010)) by causing or allowing the open dumping of waste in a manner resulting in litter and in deposition of general construction or demolition debris or clean construction or demolition debris, and by causing or allowing water to accumulate in used or waste tires.

On March 9, 2012, the Agency filed a motion to voluntarily dismiss the administrative citation (Mot.). The motion states that, "[d]ue to issue with service, the Illinois Environmental Protection Agency has determined that the Administrative Citation should be withdrawn." Mot. at 1; *see* 415 ILCS 5/31.1(b) (2010); *see also* 35 Ill. Adm. Code 108.202(b). The Board grants Agency's motion, dismisses the citation, and closes the docket. *See* 35 Ill. Adm. Code 108.402.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 15, 2012, by a vote of 5-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board