

ILLINOIS POLLUTION CONTROL BOARD  
March 22, 1990

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 89-192
	)	(Enforcement)
NORTHROP CORPORATION, a	)	
Delaware Corporation	)	
	)	
Respondent.	)	

MS. PAMELA M. CIARROCCHI, ASSISTANT ATTORNEY GENERAL, APPEARED ON BEHALF OF COMPLAINANT.

MS. MARY ANN CLIFFORD, CORPORATION COUNSEL, APPEARED ON BEHALF OF RESPONDENT.

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

This matter comes before the Board upon a complaint filed on behalf of the Illinois Environmental Protection Agency ("Agency"), by and through its attorney, Neil F. Hartigan, Attorney General of the State of Illinois, against Northrop Corporation, a Delaware Corporation doing business in the State of Illinois ("Northrop"). The complaint alleges that Northrop violated 35 Ill. Adm. Code 201.142 and 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 201.142 and 201.143.

Hearing on this matter was held on February 9, 1990 in Chicago, Illinois. At the hearing, the parties submitted a Stipulation and Proposal for Settlement executed by the parties. The Stipulation sets forth a full stipulation of all material facts pertaining to the nature, operations, and circumstances surrounding the claimed violations. Northrop admits to past violations of Section 9(b) of the Act and 35 Ill. Adm. Code 201.142 and 201.143. Northrop also agrees to pay a civil penalty of ten thousand dollars (\$10,000.00). Northrop further agrees to cease and desist from the alleged violations.

The Board finds the settlement agreement acceptable under 35 Ill. Adm. Code 103.180. This settlement agreement in no way affects respondent's responsibility to comply with any federal, state or local regulations, including but not limited to the Act and the Board's air pollution control regulations.

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

ORDER

The Board hereby accepts the Stipulation and Settlement Agreement executed by the Illinois Environmental Protection Agency and Northrop Corporation, a Delaware Corporation concerning a laser trimmer, grit blaster and baghouse which are emission sources not exempted from an operating permit requirement. The Stipulation and Proposal for Settlement are incorporated by reference as though fully set forth herein.

Northrop shall pay the sum of ten thousand dollars (\$10,000.00) within 30 days of this Order. Such payment shall be made by certified check or money order payable to the Treasurer of the State of Illinois, and designated to the Environmental Protection Trust Fund, and shall be sent by First Class mail to:

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

Northrop shall also state its Federal Employer Identification number upon the certified check or money order.

Section 41 of the Environmental Protection Act, Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1041, provides for appeal of final Orders of the Board within 35 days. The Rules of the Supreme Court of Illinois establish filing requirements.

IT IS SO ORDERED.

Board Member 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 30<sup>th</sup> day of March, 1990, by a vote of 6-1.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board