

ILLINOIS POLLUTION CONTROL BOARD
November 29, 1990

WILL COUNTY ENVIRONMENTAL)
NETWORK,)
Complainant,)
v.) PCB 89-64
GALLAGHER ASPHALT,) (Enforcement)
Respondent.)

ORDER OF THE BOARD (by B. Forcade):

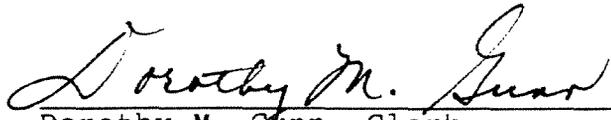
On November 13, 1990 Gallagher Asphalt ("Gallagher") filed its Report Regarding Implementation of Remedial Action, which was required to be filed pursuant to the Board's Opinion and Order of July 19, 1990. In its Interim Opinion and Order of January 11, 1990, the Board had found that Gallagher violated Section 24 of the Illinois Environmental Protection Act and the Board's noise regulations found at 35 Ill. Adm. Code 900.102.

Gallagher asserted that it has implemented all of the measures required by the Board and submitted the affidavit of Donald Gallagher in support thereof. Gallagher requests that the Board dismiss the matter with prejudice. This matter has already been adjudicated by the Board. Gallagher's motion to dismiss is denied.

Unless the Board receives a response from the Complainant by December 14, 1990, indicating that Gallagher has not complied with the Board's order, this docket will be closed on January 10, 1991.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 29~~th~~ day of November, 1990, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board