

ILLINOIS POLLUTION CONTROL BOARD
February 8, 1990

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) PCB 89-65
) (Enforcement)
VAUGHN M. BRIGHT,)
d/b/a IMPERIAL PLATING CO.,)
)
Respondent.)

OPINION AND ORDER OF THE BOARD (by B. Forcade):

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 Vaughn M. Bright, d/b/a Imperial Plating Company ("Bright"), located in Springfield, Sangamon County, Illinois. The complaint alleges that Bright has violated Section 9(b) of the Illinois Environmental Protection Act ("Act"), Ill. Rev. Stat. 1987, ch. 111½, pars. 1009(b) and 35 Ill. Adm. Code 201.143 and 201.144 of the Board's rules and regulations.

Hearing on this matter was held on January 9, 1990 in Springfield, Illinois. At the hearing, the parties submitted a Stipulation and Settlement Agreement, 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. Bright admits to past violations of Section 9(b) of the Act and 35 Ill. Adm. Code 201.144 and agrees to pay a civil penalty of \$600. Bright 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 Vaughn M. Bright, d/b/a Imperial Plating Company concerning Bright's electroplating operations which are capable of emitting particulate matter into the atmosphere located in Springfield, Sangamon County, Illinois. The Stipulation and Settlement Agreement are incorporated by reference as though fully set forth herein.

Section 41 of the Environmental Protection Act, Ill. Rev. Stat. 1987, ch. 111 $\frac{1}{2}$, 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.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the _____ day of _____, 1990, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board