

ILLINOIS POLLUTION CONTROL BOARD  
March 3, 2022

COUNTY OF LASALLE,	)	
	)	
Complainant,	)	
	)	
v.	)	AC 22-03
	)	(LaSalle County No. 0998075004)
KRISTINE DUFER,	)	(Administrative Citation)
	)	
Respondent.	)	

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

On January 19, 2022, the County of LaSalle filed an administrative citation against Kristine Dufer. *See* 415 ILCS 5/31.1 (2020); 35 Ill. Adm. Code 108. The administrative citation concerns Ms. Dufer’s residential property located at 4603 Cleveland Street in Streator, LaSalle County. The property is commonly known to LaSalle County as the “Dufer” property and is designated with Site Code No. 0998075004. LaSalle County alleged that on December 16, 2021, Ms. Dufer violated Sections 21(p)(1) and (p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (2020)) by causing or allowing the open dumping of waste in a manner resulting in litter and storing waste tires.

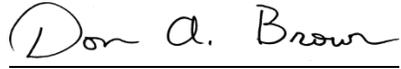
In addition to the administrative citation, on January 19, 2022, LaSalle County filed an affidavit stating that a copy of the administrative citation, informational notice, remittance form, inspector’s affidavit, and inspection report were mailed to the Respondent via certified mail on January 19, 2022. Section 101.304(c)(3) of the Board’s rules require that administrative citations be served in accordance with 35 Ill. Adm. Code 108. Section 108.200(b)(2), in turn, requires that the administrative citation must be served on the recipient as follows:

- A) Personal service;
- B) U.S. Mail with a recipient's signature recorded by the U.S. Postal Service upon delivery; or
- C) Third-party commercial carrier with a recipient's signature recorded by the third-party commercial carrier upon delivery. 35 Ill. Adm. Code 108.200(b)(2).

LaSalle County has not filed a copy of the U.S. Mail certified mail receipt with a signature of the recipient. The Board therefore finds that the respondent has not been served in accordance with Section 108.200(b)(2), and on its own motion, dismisses this case and closes the docket. *See* 35 Ill. Adm. Code 108.402.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on March 3, 2022, by a vote of 5-0.

A handwritten signature in cursive script that reads "Don A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Don A. Brown, Clerk  
Illinois Pollution Control Board