

ILLINOIS POLLUTION CONTROL BOARD
June 20, 2024

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 24-76
)	(Enforcement - Water)
VILLAGE OF BEDFORD PARK, an Illinois)	
municipal corporation,)	
)	
Respondent.)	

ORDER OF THE BOARD (by M. Gibson):

On June 7, 2024, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a one-count complaint against the Village of Bedford Park (Village). The complaint concerns the Village’s Public Water Supply (PWS) located at 6700 South Archer Road in Bedford Park, Cook County. Accompanying the complaint was a stipulation, proposal for settlement, and request for relief from the hearing requirement. The parties therefore seek to settle the complaint without a hearing. For the reasons below, the Board accepts the complaint and directs the Clerk to provide public notice of the stipulation, proposed settlement, and request for hearing relief.

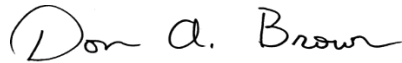
Under the Environmental Protection Act (Act) (415 ILCS 5 (2022)), the Attorney General and the State’s Attorneys may bring actions before the Board to enforce Illinois’ environmental requirements on behalf of the People. *See* 415 ILCS 5/31 (2022); 35 Ill. Adm. Code 103. In this case, the People allege that the Village violated Section 602.300(a) of the Board’s PWS rules (35 Ill. Adm. Code 602.300(a)) and Sections 18(a)(2) and 18(a)(3) of the Act (415 ILCS 5/18(a)(2), (a)(3) (2022)) by causing or allowing the use or operation of 47 additions or modifications to its existing PWS, which required and were authorized by construction permits, without first obtaining operating permits and by operating those additions and modifications without operating permits granted by the Illinois Environmental Protection Agency. The Board finds that the complaint meets the applicable content requirements of the Board’s procedural rules and accepts the complaint. *See* 35 Ill. Adm. Code 103.204(c).

On June 7, 2024, simultaneously with the People’s complaint, the People and the Village filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2022)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2022)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, the Village neither admits nor denies the alleged violations and agrees to pay a civil penalty of \$3,240.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. *See* 415 ILCS 5/31(c)(2) (2022); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 20, 2024, by a vote of 4-0.

A handwritten signature in cursive script that reads "Don A. Brown".

Don A. Brown, Clerk
Illinois Pollution Control Board