

ILLINOIS POLLUTION CONTROL BOARD

January 6, 2005

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 01-28
	)	(Enforcement - Air)
PLASTIC DECORATORS, INC., an Illinois	)	
corporation,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J.P. Novak):

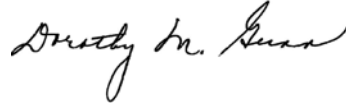
On August 10, 2000, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Plastic Decorators, Inc. (Plastic Decorators). *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that Plastic Decorators violated Sections 9(a) and (b) and 9.1(d) of the Environmental Protection Act (Act) (415 ILCS 5/9(a) and (b) and 9.1(d) (2002)) and 35 Ill. Adm. Code 201.141, 201.142, 201.143, 201.302 203.201, 203.203(a) and (b), 254.201, and 254.202. The People further allege that Plastic Decorators violated these provisions by (1) constructing a major modification in violation of New Source Review emissions control and offset requirements; (2) constructing emissions sources without a permit; (3) operating emissions sources without a permit; (4) constructing a major source in violation of New Source Review pre-construction review requirements; and (5) failing to submit annual emissions reports. The complaint concerns Plastic Decorators's automotive plastic parts manufacturing facility at 1330 Holmes Road, Elgin, Kane County.

On December 17, 2004, the People and Plastic Decorators 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) (2002)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2002)). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, Plastic Decorators neither admits nor denies the alleged violations but agrees to pay a civil penalty of \$75,000.

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. 415 ILCS 5/31(c)(2) (2000); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on January 6, 2005, by a vote of 5-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn".

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board