

ILLINOIS POLLUTION CONTROL BOARD

April 7, 2005

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 04-135
	)	(Enforcement - Water)
GF OFFICE FURNITURE, LTD. L.P., a	)	
limited partnership, OFFICE SUITES, INC.,	)	
an Illinois corporation and subsidiary of GF	)	
OFFICE FURNITURE, LTD. L.P., and GF	)	
FURNITURE HOLDING, INC., a foreign	)	
corporation and general partner of GF OFFICE	)	
FURNITURE, LTD. L.P.,	)	
	)	
Respondents.	)	

ORDER OF THE BOARD (by N.J. Melas):

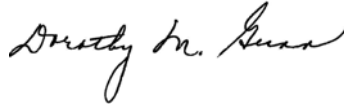
On January 30, 2004, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against GF Office Furniture, LTD L.P., Office Suites, Inc., and GF Furniture Holding, Inc. (respondents). *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that the respondents violated Section 9(a) and 39.5 of the Act (415 ILCS 5/9(a) and 39.5 (2002)); 35 Ill. Adm. Code 201.141, 205.200; and 205.205; and conditions 6.3(b) and 9.2.1 of the Clean Air Act Permit Program permit number 96020120. The People further allege that the respondents violated these provisions by: (1) emitting volatile organic material (VOM) and particulate matter so as to cause or tend to cause air pollution; (2) failing to participate in the emission reduction market system (ERMS) to the extent necessary to cover its emissions of more than 10 tons of VOM in a year; and (3) failing to obtain an exemption from ERMS by operating with seasonal VOM emissions of no more than 15 tons. The complaint concerns the respondents' wooden office furniture manufacturing facility at 1034 South Kostner Ave., Chicago, Cook County.

On March 24, 2005, the People and all three respondents filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (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, the respondents do not admit nor deny the allegations and agree to pay a civil penalty of \$30,000. In addition to a civil penalty, respondent Office Suites, Inc. agrees to provide emissions excursion compensation in the amount of \$38,590.26 to the Agency, pursuant to Section 205.720(b) of the Board's Air Pollution Regulations. 35 Ill. Adm. Code 205.720(b).

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) (2002); 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 April 7, 2005, by a vote of 4-0.

A handwritten signature in cursive script, appearing to read "Dorothy M. Gunn".

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board