

ILLINOIS POLLUTION CONTROL BOARD
March 3, 2005

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 05-49
)	(IEPA No. 685-04-AC)
LANDERS' CHILDREN FAMILY, LLC, and)	(Administrative Citation)
RAY LANDERS,)	
)	
Respondents.)	

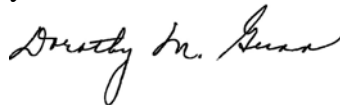
ORDER OF THE BOARD (by J.P. Novak):

On January 28, 2005, the Illinois Environmental Protection Agency (Agency) timely filed an administrative citation against Landers' Children Family, LLC, and Ray Landers (respondents). *See* 415 ILCS 5/31.1(c) (2002); 35 Ill. Adm. Code 108.202(c). The Agency alleged that the respondents violated Section 21(p)(1), (p)(4), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(4), and (p)(7) (2002)). The Agency further alleges that on December 1, 2004, the respondents violated these provisions by causing or allowing the open dumping of waste in a manner that resulted in (1) litter; (2) deposition of waste in standing or flowing waters; and (3) deposition of general construction or demolition debris or clean construction or demolition debris at 5000 and 5068 Dickey John Road, Auburn, Sangamon County.

On February 18, 2005, the Agency filed a motion to dismiss the administrative citation for lack of timely service on the respondents within 60 days of the observed violation. *See* 415 ILCS 5/31.1(b) and 35 Ill. Adm. Code 108.402. The Board grants that motion and dismisses the administrative citation.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on March 3, 2005, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board