

ILLINOIS POLLUTION CONTROL BOARD  
April 23, 1992

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) AC 89-224 (Docket B)  
 ) (Administrative Citation)  
JOHN VANDER, )  
 )  
Respondent. )

OPINION AND ORDER OF THE BOARD (by M. Nardulli):

This matter is before the Board for assessment of hearing costs pursuant to Section 42(b) of the Environmental Protection Act (Act). (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1042(b).) On January 9, 1992, the Board found John Vander in violation of Sections 21(q)(1) and 21(q)(3) of the Act and imposed a penalty of \$1,000 on respondent. The Board also directed the Clerk of the Board and the Agency to file statements of costs within 30 days of the January 9, 1992 opinion and order. On January 24, 1992, the Clerk of the Board filed a statement of costs totaling \$1,225.01. The Agency has not filed a statement of costs. Therefore, the total hearing costs to be assessed against respondent are \$1,225.01.

This constitutes the Board's findings of fact and conclusions of law in this matter.

ORDER

It is hereby ordered that within 30 days of the date of this order, John Vander shall, by certified check or money order payable to the State of Illinois and designated for deposit in the General Revenue Fund, pay as compensation for hearing costs incurred by the Board, the amount of \$1,225.01 which is to be sent to :

Illinois Environmental Protection Agency  
Fiscal Services Division  
2200 Churchill Road  
Springfield, IL 62706

This docket is hereby closed.

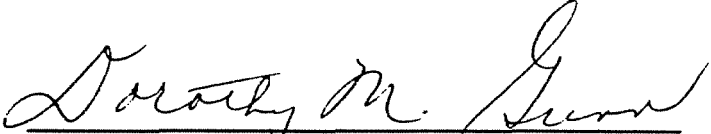
IT IS SO ORDERED.

J. Theodore Meyer dissents.

Section 41 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1041) provides for the appeal of

final Board orders within 35 days. The Rules of the Supreme Court of Illinois establish filing requirements.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above opinion and order was adopted on the 23<sup>rd</sup> day of April, 1992 by a vote of 6-1.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board