## ILLINOIS POLLUTION CONTROL BOARD April 18, 2002

PEOPLE OF THE STATE OF ILLINOIS,	)	
Complainant,	) ) )	
V.	)	PCB 00-33
LAIDLAW CORPORATION, an Illinois	) )	(Enforcement – Air)
corporation,	)	
Respondent.		

ORDER OF THE BOARD (by T.E. Johnson):

On August 20, 1999, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Laidlaw Corporation, an Illinois corporation (Laidlaw). *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that Laidlaw violated Sections 9(a) and (b), and 39.5(6)(a) of the Illinois Environmental Protection Act (Act) (415 ILCS 415 ILCS 5/9(a),(b) and 39.5(6)(a) (2000)), Sections 201.141, 201.208 and 215.204(j)(5) of the Board's regulations (35 Ill. Adm. Code 201.141, 201.208 and 215.204(j)(5)), and condition 7 of its operating permit. The People further allege that Laidlaw violated these provisions by allowing excess emissions of volatile organic material (VOM) at its facility located in Metropolis, Massac County.

On April 8, 2002, the People and Laidlaw 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) (2000)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2000)). See 35 Ill. Adm. Code 103.300(a).

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 April 18, 2002, by a vote of 6-0.

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Dorothy M. Gunn, Clerk Illinois Pollution Control Board