

ILLINOIS POLLUTION CONTROL BOARD  
March 22, 1990

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) AC 89-200  
 ) (IEPA Docket No. 9882-AC)  
 ) (Administrative Citation)  
GEORGE JONES, d/b/a GEORGE JONES )  
EXCAVATING, and CITY OF CREAL )  
SPRINGS, )  
 )  
Respondents. )

ORDER OF THE BOARD (by J. Marlin):

This matter is before the Board on a March 20, 1990 motion filed by the Illinois Environmental Protection Agency (Agency). In support of its motion the Agency states that the "above captioned Administrative Citation names two Co-Respondents" and that a default order was issued only for one of the respondents. The Board notes that, for ease of docket handling, it would be easier if each respondent received a separate Administrative Citation with separate docket numbers. The Agency requests that the Board enter a default order against the City of Creal Springs (City). The motion is granted.

On September 13, 1989, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Agency. A copy of that Administrative Citation is attached hereto, but will not be printed in the Board's Opinion Volumes. Service of the Administrative Citation was made upon the City on September 11, 1989. The Agency alleges that on July 25, 1989, the City, present operator of a facility located in the County of Williamson, violated Section 21(q)(3) of the Act. The statutory penalty established for each violation is \$500.00 pursuant to Section 42(b)(4) of the Act.

Respondent did not file a petition for review. Therefore, pursuant to Section 31.1(d)(1), the Board finds that the City has violated the provision alleged in the Administrative Citation. Since there is one (1) such violation, the total penalty to be imposed is \$500.00.

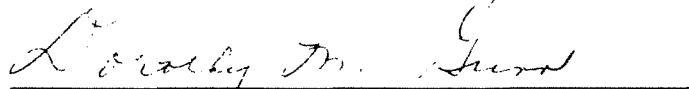
It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order the City shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental

Protection Trust Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

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

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 22<sup>nd</sup> day of March, 1990, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board