

ILLINOIS POLLUTION CONTROL BOARD
September 12, 1991

ST. CLAIR COUNTY,)
)
 Complainant,)
) AC 90-38 (Docket B)
 v.) (Docket No. 90-3 SC)
) (Administrative Citation)
 HAROLD FULTS)
 MILLSTADT/FULTS,)
)
 Respondent.)

ORDER OF THE BOARD (by J.D. Dumelle):

This matter is before the Board by virtue of an Administrative Citation filed by the county of St. Clair pursuant to the Illinois Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111-1/2, par. 1021). The citation was issued on May 17, 1990 and alleged that respondent had violated sections 21(a)(1) and 21(a)(6) of the Act.

Hearing was held on July 31, 1990 and the Board issued an Order finding a violation. A penalty of \$500.00 was imposed. The Board also directed the Clerk of the Board and the County of St. Clair to file affidavits declaring their hearing costs.

On May 8, 1991, the Clerk of the Pollution Control Board filed an affidavit stating that the Board's hearing costs were \$754.25. St. Clair County did not file an affidavit. Thus the total hearing costs are \$754.25.

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

ORDER

1. It is hereby ordered that within thirty days of the date of this Order, Harold Fults shall, by certified check or money order, payable to the State of Illinois and designated for deposit into the General Revenue Fund, pay as compensation for hearing costs incurred by the Board and St. Clair County, the amount of \$754.25 which is to be sent to:

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

2. This docket is hereby closed.

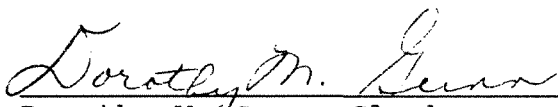
Section 41 of the Environmental Protection act, Ill. Rev.

Stat. 2989, ch. 111-1/2 par. 1041, provides for appeal of Final Orders of the Board within 35 days. The Rules of the Supreme Court of Illinois establish filing requirements.

IT IS SO ORDERED.

Board Member J. Theodore Meyer dissented.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 12th day of September, 1991 by a vote of 6-1.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board