

ILLINOIS POLLUTION CONTROL BOARD
June 7, 1990

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 89-245
)	IEPA No.9996-AC
)	(Administrative Citation)
BOB WHITE d/b/a WHITE)	
SALVAGE,)	
)	
Respondent.)	

ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board on a May 29, 1990 motion to dismiss petition for review filed by the respondent, Bob White d/b/a White Salvage. In support of the motion respondent states that the matter has been settled following amendment of the original complaint on March 22, 1990. The Board received a letter from the Illinois Environmental Protection Agency on May 9, 1990 which confirms that the matter has been settled.

On November 8, 1989, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (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 Bob White d/b/a White Salvage on November 7, 1989. The Agency alleges that on September 20, 1989, Bob White d/b/a White Salvage, present operator of a facility located in the County of Marion, violated Sections 21(q)(1) and 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.

A petition for review was filed on December 11, 1989. Subsequently, the Board allowed the Citation to be amended to delete Paragraph A(2) of the complaint alleging a violation of 21(q)(3). The Board hereby grants respondent's motion to dismiss the petition for review.

Therefore, pursuant to Section 31.1(d)(1), the Board finds that Bob White d/b/a White Salvage has violated the provisions alleged in the amended 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 Bob White d/b/a

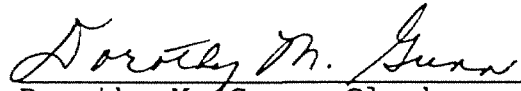
White Salvage shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

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

This docket is closed.

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 7th day of June, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board