

ILLINOIS POLLUTION CONTROL BOARD  
January 19, 1989

ILLINOIS ENVIRONMENTAL PROTECTION )  
AGENCY, )  
 )  
Complainant, )  
 )  
v. ) PCB 88-135  
 )  
ROWE CONSTRUCTION COMPANY, )  
a foreign corporation, )  
 )  
Respondent. )

MS. CHRISTINE S. BUCKO, ASSISTANT ATTORNEY GENERAL, AND MS. KATHLEEN S. BASSI, STAFF ATTORNEY, APPEARED ON BEHALF OF COMPLAINANT;

MR. ROBERT T. FLEMING APPEARED ON BEHALF OF RESPONDENT.

OPINION AND ORDER OF THE BOARD (by R. C. Flemal):

This matter comes before the Board upon a two-count complaint filed August 23, 1988. Hearing was held December 15, 1988, at which time a signed Stipulation and Proposal for Settlement ("Stipulation") was submitted by the parties for acceptance by the Board. The Stipulation addresses the facts and proposed terms of settlement in this matter.

The Board finds the Stipulation acceptable under 35 Ill. Adm. Code 103.180.

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

ORDER

The Board accepts the Stipulation and Proposal for Settlement, which is hereby incorporated by reference as if fully set forth herein.

Respondent shall pay the sum of \$5,000 within 30 days of the this Order. Such payment shall be made by certified check or money order payable to the Illinois Environmental Trust Fund and submitted to:

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
Fiscal Services Division  
2200 Churchill Road  
P.O. Box 19276  
Springfield, Illinois 62794-9276

This matter is dismissed.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 19<sup>th</sup> day of JANUARY, 1989, by a vote of 7-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board