

ILLINOIS POLLUTION CONTROL BOARD
April 27, 1989

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) PCB 89-2
)
CAPITOL MACHINERY COMPANY,)
)
Respondent.)

JANE M. O'MELIA, Esq., ASSISTANT ATTORNEY GENERAL, APPEARED ON BEHALF OF COMPLAINANT;

ALFRED B. LA BARRE, Esq., HECKENKAMP, SIMHAUSER AND DRAKE, APPEARED ON BEHALF OF RESPONDENT.

OPINION AND ORDER OF THE BOARD (by J. Anderson):

This matter comes before the Board upon a complaint filed January 5, 1989. Hearing was held March 20, 1989, 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

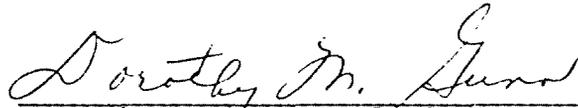
1. The Board accepts the Stipulation and Proposal for Settlement, which is hereby incorporated by reference as if fully set forth herein.
2. Respondent shall pay the sum of \$1,000 within 90 days of this Order. Such payment shall be made by certified check or money order payable to the Illinois Environmental Protection Trust Fund and submitted to:

Illinois Environmental Protection Agency
Fiscal Services Division
2200 Churchill Road
P.O. Box 19276
Springfield, Illinois 62794-9276

3. 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 27th day of April, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk,
Illinois Pollution Control Board