

ILLINOIS POLLUTION CONTROL BOARD  
 October 4, 2001

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 02-37
	)	(Enforcement - Land)
CROP PRODUCTION SERVICES, INC.,	)	
AEH CONSTRUCTION, INC., and	)	
GUNTHER CONSTRUCTION COMPANY,	)	
	)	
Respondents.	)	

ORDER OF THE BOARD (by C.A. Manning):

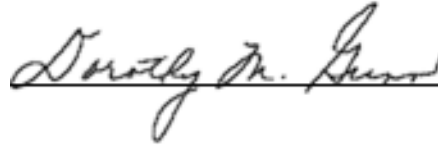
On September 18, 2001, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Crop Production Services, Inc. (Crop), AEH Construction, Inc., and Gunther Construction Company (collectively, respondents). *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that respondents violated Sections 21(a), (e), and (p)(1) of the Environmental Protection Act (Act) (5/21(a), (e), (p)(1) (2000)). The People also allege that Crop violated Sections 21(d)(1) and (2) of the Act (5/21(d)(1), (2) (2000)) and 35 Ill. Adm. Code 807.201. The People further allege that respondents violated these provisions by failing to obtain the proper permits and allowing open dumping and improper disposal of waste. The complaint concerns a facility in Galesburg, Knox County.

On September 18, 2001, the People and respondents filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2000)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2000)). *See* 35 Ill. Adm. Code 103.300(a). The stipulation and proposal for settlement would settle the case as to all respondents.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2000); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on October 4, 2001, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board