

ILLINOIS POLLUTION CONTROL BOARD
April 17, 2003

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 03-183
) (Enforcement - Air)
PASSAVANT AREA HOSPITAL,)
)
Respondent.)

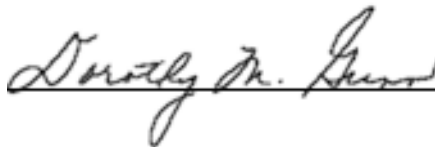
ORDER OF THE BOARD (by T.E. Johnson):

On April 8, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Passavant Area Hospital. See 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that Passavant Area Hospital violated Sections 9(a) and 39.5(6)(a) of the Illinois Environmental Protection Act (415 ILCS 5/9(a) and 39.5(6)(a) (2002)) and 35 Ill. Adm. Code 201.141, 219.125(b), 229.146, 229.148, 229.152(a), 229.166, 229.170(a), and 229.182(a)(3), (a)(7), and (g). The People further allege that Passavant Area Hospital violated these provisions by operating an emission source in excess of the limits set by permit and regulation, by allowing the operation of the source by operators that were not properly certified, by operating an emission source without engaging in required monitoring and testing, and without maintaining required records. The complaint concerns Passavant Area Hospital's medical/infectious waste incinerator facility at 1600 West Walnut Street, Jacksonville, Morgan County.

The Board accepts the complaint for hearing. See 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if Passavant Area Hospital fails within that timeframe to file an answer specifically denying or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider Passavant Area Hospital to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 17, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board