

ILLINOIS POLLUTION CONTROL BOARD
May 17, 2001

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 01-150
) (Enforcement – Water)
MARC DEVELOPMENT CORPORATION,)
an Illinois corporation, and SILVER GLEN)
ESTATES HOMEOWNERS')
ASSOCIATION, a not-for-profit corporation,)
)
Respondents.)

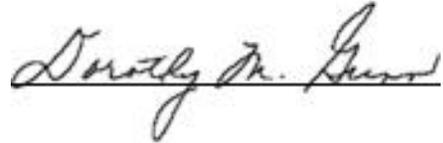
ORDER OF THE BOARD (by S.T. Lawton):

On May 4, 2001, the People of the State of Illinois filed a three-count complaint against respondents, Marc Development Corporation (MDC) and Silver Glen Estates Homeowners' Association (Silver Glen). The complaint alleges MDC and Silver Glen failed to properly use and maintain a surface spray irrigation wastewater disposal system facility at the Silver Glen subdivision development, located off of Whispering Trails Road in Elgin Township, Kane County, Illinois, in a manner resulting in violations of operation and construction permits and water provisions under the Environmental Protection Act (Act) and Board's regulations. These activities were specifically in alleged violation of Sections 12(a), 12(b), and 12(f) of the Act (415 ILCS 5/12(a), 12(b)) (1998), and Section 306.102(a) of the Board's regulations (35 Ill. Adm. Code 306.102(a)). The Board accepts this matter for hearing.

The Board directs that this matter proceed to hearing as expeditiously as practicable. The assigned hearing officer must set the matter for hearing in accordance with the requirements of the Act and the Board's procedural rules. It is the responsibility of the hearing officer to guide the parties toward prompt resolution or adjudication of this matter, through whatever status calls and hearing officer orders he determines are necessary and appropriate.

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 17th day of May 2001 by a vote of 7-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board