

ILLINOIS POLLUTION CONTROL BOARD  
June 21, 1990

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) AC 89-164  
 ) IEPA No.9784-AC  
 ) (Administrative Citation)  
KEMP MANUFACTURING COMPANY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board on a June 18, 1990 "motion for approval of settlement and to withdraw petition for review" filed by the respondent, Kemp Manufacturing Company. In support of the motion respondent states that the matter has been settled and provided proof of settlement.

On August 3, 1989, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). A copy of that Administrative Citation is attached hereto, but will not be printed in the Board's Opinion Volumes. Service of the Administrative Citation was made upon the Kemp Manufacturing Company on August 2, 1989. The Agency alleges that on June 5, 1989, the Kemp Manufacturing Company, present operator of a facility located in the County of Peoria, violated Section 21(q)(1) of the Act. The statutory penalty established for each violation is \$500.00 pursuant to Section 42(b)(4) of the Act.

The Board hereby grants respondent's motion to withdraw the petition for review. Therefore, pursuant to Section 31.1(d)(1), the Board finds that the Kemp Manufacturing Company has violated the provisions alleged in the Administrative Citation. Since there is one (1) such violation, the total penalty to be imposed is \$500.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order the Kemp Manufacturing Company shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

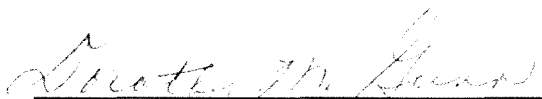
Illinois Environmental Protection Agency  
Fiscal Services Division  
2200 Churchill Road

Springfield, IL. 62706.

This docket is closed

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 21st day of June, 1990, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board