

ILLINOIS POLLUTION CONTROL BOARD
October 6, 1994

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Complainant,) AC 94-41
) (IEPA No. 331-94-AC)
v.) (Administrative Citation)
)
GORDON MCCANN AND LARSON)
FOUNDATION,)
)
Respondents.)

ORDER OF THE BOARD (by E. Dunham):

This matter is before the Board on a "Motion to Clarify Final Order" filed on September 15, 1994, by the Illinois Environmental Protection Agency (Agency). On August 11, 1994, the Board entered a final order in this matter accepting the settlement agreement presented by the parties. The Board ordered Gordon McCann to pay a penalty of \$500 within 30 days of the order.

In its motion to clarify, the Agency states that the agreed order filed by the parties specified that payment of the penalty should be made by August 1, 1995. The Agency requests that the Board correct or clarify the Board's order as to the date that the payment of the penalty is due.

The Board will correct its order to correspond with the agreed order filed by the parties as part of the settlement agreement. Therefore, the Board corrects its order of August 11, 1994.

The Board finds the settlement acceptable and orders Gordon McCann to pay the penalty.

1. It is hereby ordered that, on or before August 1, 1995, Gordon McCann shall by certified check or money order payable to the Illinois Environmental Protection Trust Fund, pay a penalty in the amount of \$500.00 which is to be sent to:

Fiscal Services
Illinois Environmental Protection Agency
2200 Churchhill Rd.
P.O. Box 19276
Springfield, IL 62794-9276

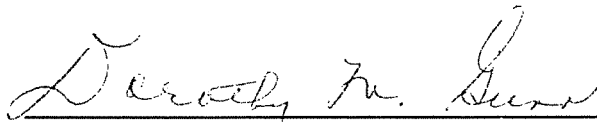
2. Respondent shall include the remittance form and write the case name and number and its social security or federal employer identification number on the certified check or

money order.

3. Penalties unpaid after the due date shall accrue interest pursuant to Section 42(g) of the Illinois Environmental Protection Act.
4. Payment of this penalty does not prevent future prosecution if the violation continues.

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 6th day of October, 1994, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board