

ILLINOIS POLLUTION CONTROL BOARD  
December 2, 1993

PEOPLE OF THE STATE	)	
OF ILLINOIS,	)	
Complainant,	)	
	)	
v.	)	PCB 93-216
	)	(Enforcement)
ALUMINUM COIL ANODIZING	)	
CORPORATION, an Illinois	)	
Corporation,	)	
	)	
Respondent.	)	

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

On November 19, 1993, the Office of the Illinois Attorney General filed a motion for expedited review of a proposed stipulated settlement agreement as between the People of the State of Illinois and the Alumminum Coil Anodizing Corporation. The underlying complaint and the proposed stipulated settlement agreement were filed with the Board on November 18, 1993 accompanied by a request for relief of the Environmental Protection Act Section 31(a)(1) hearing requirement (415 ILCS 5/31(a)(1)).

On the same day the motion for expedited review was filed, the Board began its review of the settlement agreement by causing notice of the Stipulation and Proposal for Settlement and Motion for Relief of the Hearing Requirement to be published pursuant to Section 31(a)(2) of the Act (415 ILCS 5/31(a)(2)). If the Board does not receive a request for a hearing within 21 days of publication, the Board may enter a ruling on the request for relief from the hearing requirement and issue an order approving the proposed stipulated settlement agreement as early as December 16, 1993.

The Board did not receive a response from the Alumminum Coil Anodizing Corporation within the seven (7) day response time allowed by 35 Ill. Adm. Code Section 101.241(d), and therefore, the respondent is deemed to have waived objection to the granting of the motion. Accordingly, the Board will formally grant the People of the State of Illinois' motion for expedited review, though in practice the Board, as stated above, issues an order as early as possible given the 21-day statutory publication period. Publication already having been caused, the request for relief from the hearing requirement and the proposed stipulated settlement agreement will be voted upon by the Board at the close of the 21-day period if it expires without a request for hearing.

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 2nd day of December, 1993, by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board