



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (312) 614-7025
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 614-7025

RECEIVED
CLERK'S OFFICE

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

FEB 09 2007

STATE OF ILLINOIS
Pollution Control Board

(217) 782-9817
TDD: (217) 782-9143

February 7, 2007

AC07-42

The Honorable Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Re: Illinois Environmental Protection Agency v. Waste Management of Illinois, Inc., and CT Corporation System
IEPA File No. 32-07-AC; 1438165003—Peoria County

Dear Clerk Gunn:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

Michelle M. Ryan
Assistant Counsel

Enclosures

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

FEB 09 2007

STATE OF ILLINOIS
Pollution Control Board

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

Complainant,)

v.)

WASTE MANAGEMENT OF ILLINOIS,)
INC., and CT CORPORATION SYSTEM,)

Respondents.)

AC 07-42

(IEPA No. 32-07-AC)

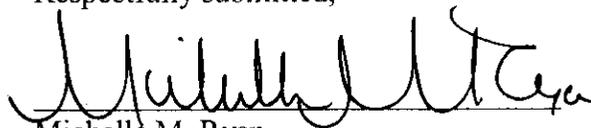
NOTICE OF FILING

To: Waste Management of Illinois, Inc.
Attention: Steve Harenberg
3550 East Washington Street
East Peoria, Illinois 61611

CT Corporation System
208 South LaSalle Street
Suite 814
Chicago, Illinois 60604

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST.

Respectfully submitted,



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: February 7, 2006

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

ADMINISTRATIVE CITATION

FEB 09 2007

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
WASTE MANAGEMENT OF ILLINOIS, INC.,)
and CT CORPORATION SYSTEM,)
)
Respondents.)

AC **07-42**
(IEPA No. 32-07-AC)

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2004).

FACTS

1. That Waste Management of Illinois Inc. is the permitted operator and CT Corporation System is the registered agent ("Respondents") of a facility located at 11501 W. Cottonwood Road, Brimfield, Peoria County, Illinois.
2. That said facility is a sanitary landfill, operating under Illinois Environmental Protection Agency Permit No. 1996-089-LF, and is designated with Site Code No. 1438165003. The facility is commonly known to the Illinois Environmental Protection Agency as Peoria City/County Landfill #2.
3. That Respondents have operated said facility at all times pertinent hereto.

4. That on January 10, 2007, James Jones of the Illinois Environmental Protection Agency's Peoria Regional Office inspected the above-referenced facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct observations made by James Jones during the course of his January 10, 2007 inspection of the above-referenced facility, the Illinois Environmental Protection Agency has determined that Respondents violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondents conducted a sanitary landfill in a manner which resulted in the failure to collect and contain litter by the end of each operating day, a violation of Section 21(o)(12) of the Act, 415 ILCS 5/21 (o)(12) (2004).

CIVIL PENALTY

Pursuant to Section 42(b)(4) of the Act, 415 ILCS 5/42(b)(4) (2004), Respondents are subject to a civil penalty of Five Hundred Dollars (\$500.00) for each of the violations identified above, for a total of Five Hundred Dollars (\$500.00). If Respondents elect not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than March 30, 2007, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondents elect to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2004), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondents shall be assessed the associated hearing costs incurred by the Illinois Environmental

Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the statutory civil penalty.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2004), if Respondents fail to petition or elect not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and a finding of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondents' check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondents shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondents from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondents in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondents have the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2004). If Respondents elect to contest this Administrative Citation, then Respondents shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondents.

Douglas P. Scott
Douglas P. Scott, Director *by wsc*
Illinois Environmental Protection Agency

Date 2/7/07

Prepared by: Susan E. Konzelmann, Legal Assistant
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

RECEIVED
CLERK'S OFFICE

FEB 09 2007

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
WASTE MANAGEMENT OF ILLINOIS INC.,)
and CT CORPORATION SYSTEM,)
))
Respondents.)

AC **07-42**
(IEPA No. 32-07-AC)

FACILITY: Peoria City/County Landfill #2 SITE CODE NO.: 1438165003
COUNTY: Peoria CIVIL PENALTY: \$500.00
DATE OF INSPECTION: January 10, 2007

DATE REMITTED:
SS/FEIN NUMBER:
SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

811 Solid Waste Landfill Inspection Checklist

County: Peoria LPC#: 1438165003 Region: 3 - Peoria
 Location/Site Name: Brimfield/Peoria City/County Landfill #2
 Date: 01/10/2007 Time: From 6:04 AM To 9:30 AM Previous Inspection Date: 10/13/2006
 Inspector(s): James Jones Weather: Cloudy, 28F
 No. of Photos Taken: # 20 Samples Taken: Yes # No
 Interviewed: Steve Harenberg Facility Phone No.: 309/565-4281

Permitted Owner Mailing Address

Joint City of Peoria - County of Peoria
 Solid Waste Disposal Board
 Attn: Stephen Van Winkle
 419 Fulton St.
 Peoria, Illinois 61602

Permitted Operator Mailing Address

Waste Management of Illinois, Inc.
 Peoria City/County Landfill #2
 Attn: Steve Harenberg
 11501 W. Cottonwood Rd.
 Brimfield, Illinois 61517

Chief Operator Mailing Address

Daniel C. Erni
 11501 W. Cottonwood Road
 Brimfield, Illinois 61517

Certified Operator Mailing Address

AUTHORIZATION: Significant Modification Permit Initial: 1996-089-LF Latest Log No. 2006-346
OPERATIONAL STATUS: Operating Closed-Not Certified. Closed-Date Certified:
TYPE OF OPERATION: Existing Landfills 814-Subpart C 814-Subpart D New Landfills: 811-Putres./Chem.

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	12(f)	CAUSE, THREATEN OR ALLOW DISCHARGE WITHOUT OR IN VIOLATION OF AN NPDES PERMIT	<input type="checkbox"/>
6.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input type="checkbox"/>
7.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit or in Violation of Any Conditions of a Permit (See Permit Provisions)	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
8.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<input checked="" type="checkbox"/>
9.	21(f)(1)	CONDUCT ANY HAZARDOUS WASTE-STORAGE, TREATMENT OR DISPOSAL OPERATION WITHOUT A RCRA PERMIT.	<input type="checkbox"/>

10.	21(o)	CONDUCT A SANITARY LANDFILL OPERATION WHICH RESULTS IN ANY OF THE FOLLOWING CONDITIONS:	
	(1)	Refuse in Standing or Flowing Water	<input type="checkbox"/>
	(2)	Leachate Flows Entering Waters of the State	<input type="checkbox"/>
	(3)	Leachate Flows Exiting the Landfill Confines	<input type="checkbox"/>
	(4)	Open Burning of Refuse in Violation of Section 9 of the Act	<input type="checkbox"/>
	(5)	Uncovered Refuse Remaining From Any Previous Operating Day or at the Conclusion of Any Operating Day	<input type="checkbox"/>
	(6)	Failure to Provide Final Cover Within Time Limits	<input type="checkbox"/>
	(7)	Acceptance of Wastes Without Necessary Permits	<input type="checkbox"/>
	(8)	Scavenging as Defined by Board Regulations	<input type="checkbox"/>
	(9)	Deposition of Refuse in Any Unpermitted Portion of the Landfill	<input type="checkbox"/>
	(10)	Acceptance of Special Waste Without a Required Manifest	<input type="checkbox"/>
	(11)	Failure to Submit Reports Required by Permits or Board Regulations	<input type="checkbox"/>
	(12)	Failure to Collect and Contain Litter by the End of each Operating Day	<input checked="" type="checkbox"/>
(13)	Failure to Submit Any Cost Estimate, Performance Bond or Other Security	<input type="checkbox"/>	
11.	21(t)	CAUSE OR ALLOW A LATERAL EXPANSION OF A MUNICIPAL SOLID WASTE LANDFILL (MSWLF) UNIT WITHOUT A PERMIT MODIFICATION	<input type="checkbox"/>
12.	21.6(b)	ACCEPTANCE OF LIQUID USED OIL FOR FINAL DISPOSAL (EFFECTIVE JULY 1, 1996)	<input type="checkbox"/>
13.	22.01	FAILURE TO SUBMIT ANNUAL NONHAZARDOUS SPECIAL WASTE	<input type="checkbox"/>
14.	22.17	LANDFILL POST-CLOSURE CARE	
	(a)	Failure to Monitor Gas, Water, Settling	<input type="checkbox"/>
	(b)	Failure to Take Remedial Action	<input type="checkbox"/>
15.	22.22(c)	ACCEPTANCE OF LANDSCAPE WASTE FOR FINAL DISPOSAL	<input type="checkbox"/>
16.	22.23(f)(2)	CAUSE OR ALLOW THE DISPOSAL OF ANY LEAD-ACID BATTERY	<input type="checkbox"/>
17.	22.28(b)	ACCEPTANCE OF WHITE GOODS FOR FINAL DISPOSAL	<input type="checkbox"/>
18.	55(b)(1)	ACCEPTANCE OF ANY USED OR WASTE TIRE FOR FINAL DISPOSAL (UNLESS LANDFILL MEETS EXEMPTION OF 55(b)(1))	<input type="checkbox"/>
19.	56.1(a)	CAUSE OR ALLOW THE DISPOSAL OF ANY POTENTIALLY INFECTIOUS MEDICAL WASTE	<input type="checkbox"/>
SOLID WASTE SITE OPERATOR CERTIFICATION LAW REQUIREMENTS			
20.	225 ILCS 230/1004	CAUSING OF ALLOWING OPERATION OF A LANDFILL WITHOUT PROPER COMPETENCY CERTIFICATE	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
PRIOR CONDUCT CERTIFICATION REQUIREMENTS			
21.	745.181	CHIEF OPERATOR REQUIREMENTS	<input type="checkbox"/>
22.	745.201	PRIOR CONDUCT CERTIFICATION PROHIBITIONS	<input type="checkbox"/>
SPECIAL WASTE HAULING REQUIREMENTS			
23.	809.301	REQUIREMENTS FOR DELIVERY OF SPECIAL WASTE TO HAULERS	<input type="checkbox"/>

24.	809.302(a)	REQUIREMENTS FOR ACCEPTANCE OF SPECIAL WASTE FROM HAULERS	<input type="checkbox"/>
25.	809.501	MANIFESTS, RECORDS, ACCESS TO RECORDS, REPORTING REQUIREMENTS AND FORMS	
	(a)	Delivery of Special Waste to Hauler	<input type="checkbox"/>
	(e)	Retention of Special Waste Manifests	<input type="checkbox"/>
NEW SOLID WASTE LANDFILL REQUIREMENTS			
	PART 811 SUBPART	GENERAL STANDARDS FOR ALL LANDFILLS	
26.	811.103	SURFACE WATER DRAINAGE	
	(a)	Runoff from Disturbed Areas	<input type="checkbox"/>
	(b)	Diversion of Runoff from Undisturbed Areas	<input type="checkbox"/>
27.	811.104	SURVEY CONTROL	
	(a)	Boundaries Surveyed and Marked	<input type="checkbox"/>
	(b)	Stakes and Monuments Marked	<input type="checkbox"/>
	(c)	Stakes and Monuments Inspected	<input type="checkbox"/>
	(d)	Control Monument Established and Maintained	<input type="checkbox"/>
28.	811.105	COMPACTION	<input type="checkbox"/>
29.	811.106	DAILY COVER	
	(a)	Six Inches Soil	<input type="checkbox"/>
	(b)	Alternative Daily Cover	<input type="checkbox"/>
30.	811.107	OPERATING STANDARDS	
	(a)	Phasing of Operations	<input type="checkbox"/>
	(b)	Work Face Size and Slope	<input type="checkbox"/>
	(c)	Equipment	<input type="checkbox"/>
	(d)	Utilities	<input type="checkbox"/>
	(e)	Maintenance	<input type="checkbox"/>
	(f)	Open Burning	<input type="checkbox"/>
	(g)	Dust Control	<input type="checkbox"/>
	(h)	Noise Control	<input type="checkbox"/>
	(i)	Vector Control	<input type="checkbox"/>
	(j)	Fire Protection	<input type="checkbox"/>
	(k)	Litter Control	<input checked="" type="checkbox"/>
	(l)	Mud Tracking	<input type="checkbox"/>
	(m)	Liquid Restrictions for MSWLF Units	<input type="checkbox"/>
31.	811.108	SALVAGING	
	(a)	Salvaging Interferes with Operation	<input type="checkbox"/>
	(b)	Safe and Sanitary Manner	<input type="checkbox"/>
	(c)	Management of Salvagable Materials	<input type="checkbox"/>
32.	811.109	BOUNDARY CONTROL	
	(a)	Access Restricted	<input type="checkbox"/>
	(b)	Proper Sign Posted	<input type="checkbox"/>

33.	811.110	CLOSURE AND WRITTEN CLOSURE PLAN	
	(a)	Final Slopes and Contours	<input type="checkbox"/>
	(b)	Drainage Ways and Swales	<input type="checkbox"/>
	(c)	Final Configuration	<input type="checkbox"/>
	(d)	Written Closure Plan	<input type="checkbox"/>
	(e)	Initiation of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(f)	Completion of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(g)	Deed Notation for MSWLF Units	<input type="checkbox"/>
34.	811.111	POST-CLOSURE MAINTENANCE	
	(a)	Procedures After Receipt of Final Volume of Waste	<input type="checkbox"/>
	(b)	Remove All Equipment of Structures	<input type="checkbox"/>
	(c)	Maintenance and Inspection of the Final Cover and Vegetation	<input type="checkbox"/>
	(d)	Planned Uses of Property at MSWLF Units	<input type="checkbox"/>
35.	811.112	RECORDKEEPING REQUIREMENTS FOR MSWLF UNITS	
	(a)	Location Restriction Demonstration	<input type="checkbox"/>
	(b)	Load Checking Requirements	<input type="checkbox"/>
	(c)	Gas Monitoring Records	<input type="checkbox"/>
	(d)	MSWLF Liquid Restriction Records	<input type="checkbox"/>
	(e)	Groundwater Monitoring Program Requirements	<input type="checkbox"/>
	(f)	Closure and Post Closure Care Requirements	<input type="checkbox"/>
	(g)	Cost Estimates and Financial Assurance Requirements	<input type="checkbox"/>
	PART 811 SUBPART C	PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS	
36.	811.302	FACILITY LOCATION	
	(c)	Site Screening (Does Not Apply To Part 814-Subpart D Sites)	<input type="checkbox"/>
37.	811.309	LEACHATE TREATMENT AND DISPOSAL SYSTEM	
	(a)	General Requirements	<input type="checkbox"/>
	(c)	Standards for On-Site Treatment and Pretreatment	<input type="checkbox"/>
	(d)	Standards for Leachate Storage System	<input type="checkbox"/>
	(e)	Standards for Discharge to Off-Site Treatment	<input type="checkbox"/>
	(f)	Standards for Leachate Recycling Systems	<input type="checkbox"/>
	(g)	Standards for Leachate Monitoring Systems	<input type="checkbox"/>
38.	811.310	LANDFILL GAS MONITORING (FOR SITES ACCEPTING PUTRESCIBLE WASTE)	
	(b)	Location and Design of Gas Monitoring Wells	<input type="checkbox"/>
	(c)	Monitoring Frequency for Landfill Gas	<input type="checkbox"/>
	(d)	Monitoring Parameters	<input type="checkbox"/>
39.	811.311	LANDFILL GAS MANAGEMENT SYSTEM (FOR CHEMICAL AND PUTRESCIBLE LANDFILLS)	
	(a)	Conditions for Installation of Gas Management System	<input type="checkbox"/>
	(b)	Notification and Implementation Requirements	<input type="checkbox"/>
	(c)	Standards for Gas Venting	<input type="checkbox"/>
	(d)	Standards for Gas Collection	<input type="checkbox"/>

40.	811.312	LANDFILL GAS PROCESS AND DISPOSAL SYSTEM	
	(c)	No Unpermitted Gas Discharge	<input type="checkbox"/>
	(d)	Gas Flow Rate Measurements into Treatment of Combustion Device	<input type="checkbox"/>
	(e)	Standards for Gas Flares	<input type="checkbox"/>
	(f)	Standards for On-Site Combustion of Landfill Gas Using Devices Other Than Flares	<input type="checkbox"/>
	(g)	Gas Transported Off-Site	<input type="checkbox"/>
41.	811.313	INTERMEDIATE COVER	
	(a)	Requirements for the Application for Intermediate Cover	<input type="checkbox"/>
	(b)	Runoff and Infiltration Control	<input type="checkbox"/>
	(c)	Maintenance of Intermediate Cover	<input type="checkbox"/>
42.	811.314	FINAL COVER SYSTEM (DOES NOT APPLY TO PART 814 SITES THAT HAVE CLOSED, COVERED AND VEGETATED PRIOR TO SEPTEMBER 18, 1990)	
	(a)	General Requirements	<input type="checkbox"/>
	(b)	Standards for Low Permeability Layer	<input type="checkbox"/>
	(c)	Standards for Final Protective Layer	<input type="checkbox"/>
43.	811.316	PLUGGING AND SEALING OF DRILL HOLES	<input type="checkbox"/>
44.	811.321	WASTE PLACEMENT	
	(a)	Phasing of Operations	<input type="checkbox"/>
	(b)	Initial Waste Placement	<input type="checkbox"/>
45.	811.322	FINAL SLOPE AND STABILIZATION	
	(a)	Grade Capable of Supporting Vegetation and Minimizing Erosion	<input type="checkbox"/>
	(b)	Slopes Required to Drain	<input type="checkbox"/>
	(c)	Vegetation	<input type="checkbox"/>
	(d)	Structures Built over the Unit	<input type="checkbox"/>
46.	811.323	LOAD CHECKING PROGRAM	
	(a)	Load Checking Program Implemented	<input type="checkbox"/>
	(b)	Load Checking Program for PCB's at MSWLF Units	<input type="checkbox"/>
	(c)	Load Checking Program Components	<input type="checkbox"/>
	(d)	Handling Regulated Hazardous Wastes	<input type="checkbox"/>
	PART 811 SUBPART D	MANAGEMENT OF SPECIAL WASTES AT LANDFILLS	
47.	811.402	NOTICE TO GENERATORS AND TRANSPORTERS	<input type="checkbox"/>
48.	811.403	SPECIAL WASTE MANIFESTS REQUIREMENTS	<input type="checkbox"/>
49.	811.404	IDENTIFICATION RECORD	
	(a)	Special Waste Profile Identification Sheet	<input type="checkbox"/>
	(b)	Special Waste Recertification	<input type="checkbox"/>
50.	811.405	RECORDKEEPING REQUIREMENTS	<input type="checkbox"/>
51.	811.406	PROCEDURES FOR EXCLUDING REGULATED HAZARDOUS WASTES	<input type="checkbox"/>

PART 811 SUBPART G		FINANCIAL ASSURANCE	
52.	811.700	COMPLY WITH FINANCIAL ASSURANCE REQUIREMENTS OF PART 811, SUBPART G	<input type="checkbox"/>
53.	811.701	UPGRADING FINANCIAL ASSURANCE	<input type="checkbox"/>
54.	811.704	CLOSURE AND POST-CLOSURE CARE COST ESTIMATES	<input type="checkbox"/>
55.	811.705	REVISION OF COST ESTIMATE	<input type="checkbox"/>
SOLID WASTE FEE SYSTEM REQUIREMENTS			
56.	Part 858 Subpart B	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS WEIGHED (LIST SPECIFIC SECTION	<input type="checkbox"/>
57.	Part 858 Subpart C	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS NOT WEIGHED (LIST SPECIFIC	<input type="checkbox"/>
OTHER REQUIREMENTS			
58.	OTHER:	APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
59.			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
4. The provisions of subsection (o) of Section 21 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

NARRATIVE

On Wednesday, January 10, 2007, I (James Jones) performed a solid waste inspection at Peoria City/County Landfill #2 in Brimfield. I arrived at the facility at 6:04a.m. The gates to the landfill were opened upon my arrival. Photograph #1 depicts the open gate. The inspection of the landfill began in Cell 2 at daybreak at approximately 6:40 a.m.

Peoria City/County Landfill #2 is owned by the Joint City of Peoria-County of Peoria Solid Waste Disposal Board and operated by Waste Management of Illinois, Inc. Permit No. 1996-089-LF was issued to the owner/operator on December 20, 1996. Peoria City/County Landfill #2 is a new municipal solid waste and nonhazardous special waste landfill consisting of approximately 99.6 acres with 60.0 acres of disposal area. The landfill's waste volume consists primarily of municipal solid waste, declassified special waste, and special waste. The landfilling sequence for the development of the landfill consists of 10 cells. The first cell filled was Cell 1 followed by Cells 2 and 3.

Peoria City/County Landfill #2 began operating in Cell 1 in March 1998. To date the facility has filled Cells 1, 2, 3, 4, and 10. In October 2002, the facility requested a Significant Modification permit to develop future landfill cells in non-sequential order. The Agency approved the request. On January 16, 2003, the Agency approved the operating authorization for Cell 10 in Modification No. 45 to Permit No. 1996-089-LF. In December 2004, the facility developed Cell #9 and began landfilling operations shortly thereafter. The facility is currently operating in Cell #9. On September 14, 2006, an application (Log No. 2006-346) to renew the Permit No. 1996-089 was received by the Illinois EPA. Permit No. 1996-089-LF expired on December 15, 2006. The landfill is allowed to continue to accept waste while the permit renewal is under review.

During the solid waste landfill inspection, I began photographing the physical condition of Cell #2, which is depicted in photographs #2 through #20, to include the previous day's active area (Tuesday, January 09, 2007) that is depicted in photographs #2 and #3. The area was located at the top of Cell #2 in the northeast corner of the Cell. The January 09, 2007 active area was adequately covered with alternate daily cover (ADC), but wind blown uncollected litter from the active area was strewn along the east slope of Cell 2 (see photographs #4 through #20). The uncollected litter covered an area of approximately 300 feet in length and 40 foot in width along the upper terrace of the east slope of Cell 2. According to Steve Harenberg, District Manager of the landfill, LABOR READY employees were brought to the landfill to pick up the litter which was placed in white plastic garbage bags for placement into the active face. A review of the LABOR READY work ticket for January 9, 2007 indicates three workers worked a total of 9½ hours each picking up litter. On the day of the inspection (January 10, 2007), Mr. Harenberg informed me that three employees from LABOR READY were being brought to the landfill to join two Waste Management employees, to pick up the remainder of the uncollected litter from the previous day.

Following the inspection of Cell #2 and the 01/09/07 active area, I went to the landfill office to complete the remainder of the 811 landfill inspection, which consisted of a review of the

Inspection Date: January 10, 2007

Prepares By: James Jones

Page 2

following documents: the facility's load checking program; alternate daily cover (ADC) logs; leachate monitoring, collection and re-circulation records; manifests; and waste stream permits.

I departed the landfill at approximately 9:30 a.m. To the best of my knowledge the three LABOR READY employees and two Waste Management employees were still picking up litter. Later on that day, Mr. Harenberg called my office to tell me that the employees had picked up all of the litter by 2:00 p.m. that day.

Based on my findings during the 01/10/07 landfill inspection, the following apparent violations were observed and checked on the Landfill Inspection Checklist:

1. Pursuant to Section 21(d)(1) of the Act, in relevant part, no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit, including periodic reports and full access to adequate records and the inspection of facilities, as may be necessary to assure compliance with this Act and with regulations and standards adopted there under.

A violation of Section 21(d)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(d)(1)) is alleged for the following reason: **the facility operator conducted a waste-disposal operation in violation of Section II, conditions 2L, and 3, page 6 of Permit No. 1996-089-LF (Modification No. 55).**

2. Pursuant to Section 21(d)(2) of the Act, no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(d)(2)) is alleged for the following reason: **the facility operator conducted a waste-disposal operation in violation of Section 811.107(k) of the Regulations.**

3. Pursuant to Section 21(e) of the Act, no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards there under.

A violation of Section 21(e) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(e)) is alleged for the following reason: **the facility operator disposed of waste at a site that does not meet the requirements of Sections 21(d)(1), 21(d)(2), and 21(o)(12) of the Act and Section 811.107(k) of the Regulations.**

4. Pursuant to Section 21(o)(12) of the Act, no person shall conduct a sanitary landfill operation which is required to have a permit under subsection (d) of this Section, in a

Inspection Date: January 10, 2007

Prepares By: James Jones

Page 3

manner which results in failure to collect and contain litter from the site by the end of each operating day.

A violation of Section 21(o)(12) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(o)(12)) is alleged for the following reason: **the facility operator conducted a sanitary landfill operation in a manner which resulted in litter not being collected and contained from the site by the end of the operating day.**

5. Pursuant to 35 Ill. Adm. Code 811.107(k), the operator shall patrol the facility daily to check for litter accumulation. All litter shall be collected and placed in the fill or in a secure, covered container for later disposal. The facility shall not accept solid waste from vehicles that do not utilize devices such as covers or tarpaulins to control litter, unless the nature of the solid waste load is such that it cannot cause any litter during its transportation to the facility.

A violation of 35 Ill. Adm. Code 811.107(k) is alleged for the following reason: **the facility operator failed to collect and place all litter from the site in the fill or in a secure covered container for later disposal at the end of the operating day.**

Attachments: LABOR READY work tickets for January 09 & 10, 2007.

JJ/

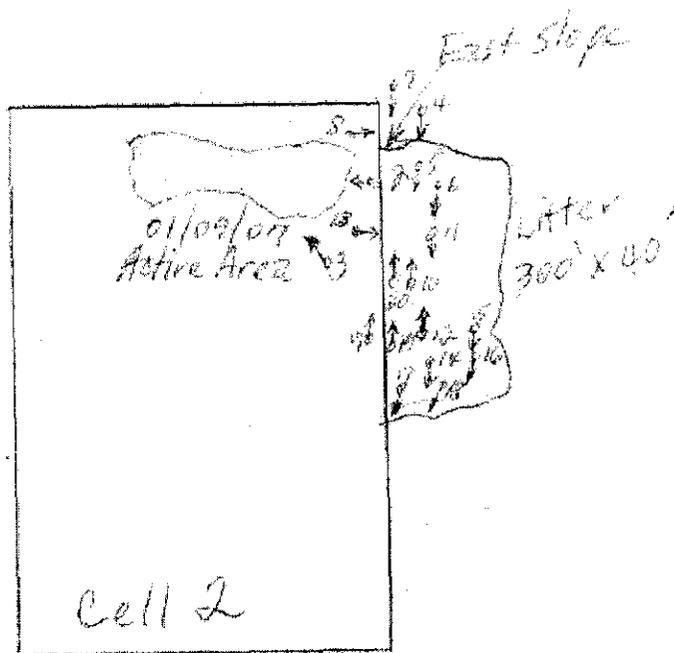
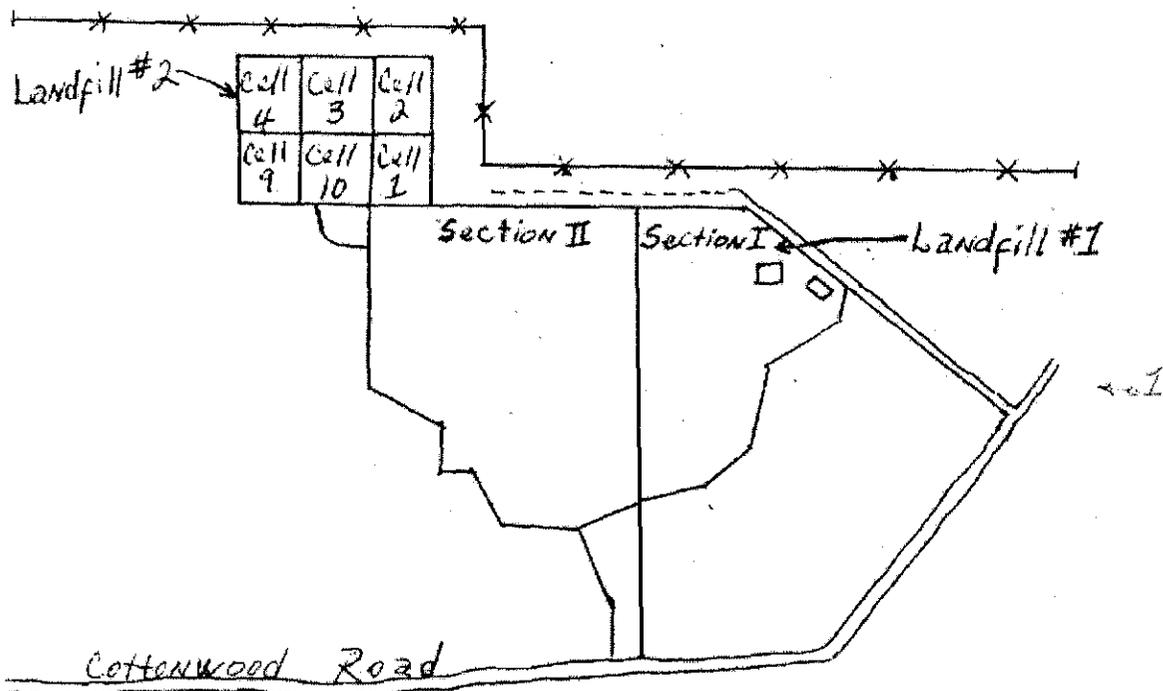
STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

SITE SKETCH

Date of Inspection: 01/10/2007 Inspector: James Jones

Site Code: 1 4 3 8 1 6 5 0 0 3 County: Peoria

Site Name: Peoria City/County Landfill #2 Time: 6:24 AM - 9:30 AM



LEGEND:

→ Direction of photographs

* Site sketch has no scale



DATE: January 10, 2007

TIME: 6:06 a.m.

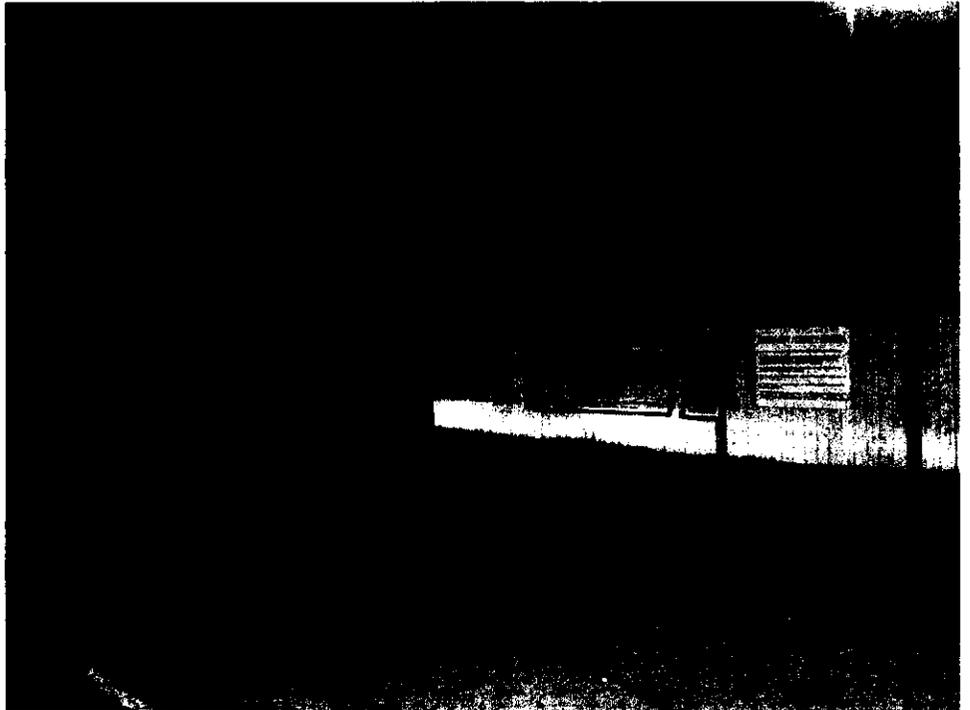
PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the west

PHOTOGRAPH NUMBER: 1

PHOTOGRAPH FILE NAME:
1438165003~01102007-001.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:02 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the west

PHOTOGRAPH NUMBER: 2

PHOTOGRAPH FILE NAME:
1438165003~01102007-002.jpg

COMMENTS: 01/09/07 active area
covered with ADC, located at the top of
Cell 2 in its northeast corner.



DOCUMENT FILE NAME:
1438165003~01102007.doc



DATE: January 10, 2007

TIME: 7:03 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the northwest

PHOTOGRAPH NUMBER: 3

PHOTOGRAPH FILE NAME:
1438165003~01102007-003.jpg

COMMENTS: Same as above.



DATE: January 10, 2007

TIME: 7:05 a.m.

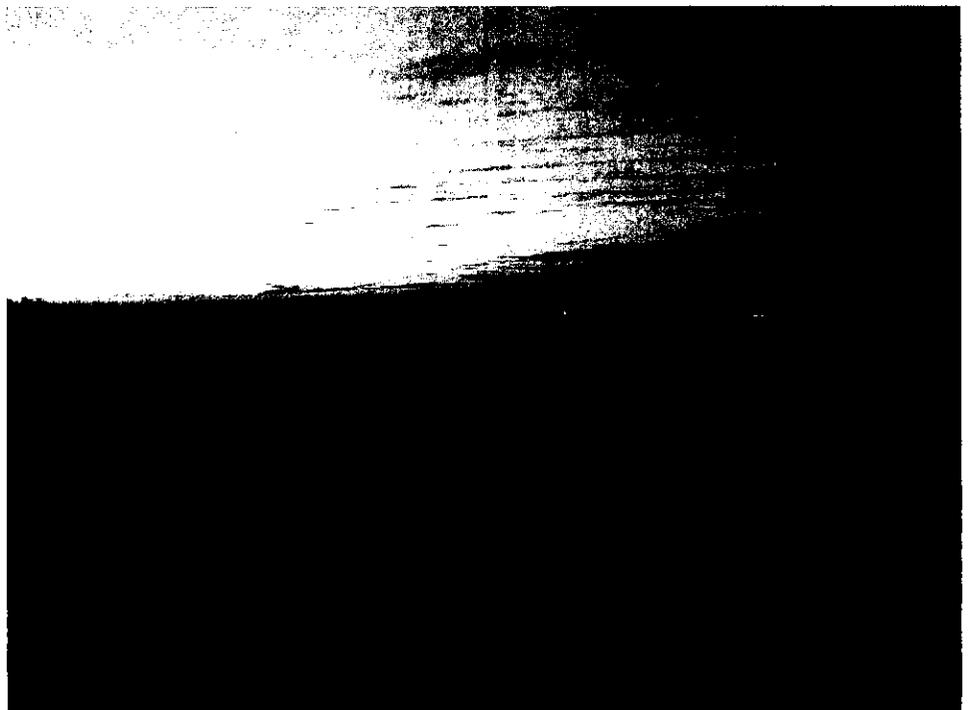
PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 4

PHOTOGRAPH FILE NAME:
1438165003~01102007-004.jpg

COMMENTS: Litter extended from
the previous day's active area, 40 feet
to the east and 300 feet to the south
along the east slope of Cell 2.



DOCUMENT FILE NAME:
1438165003~01102007.doc



DATE: January 10, 2007

TIME: 7:05

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 5

PHOTOGRAPH FILE NAME:
1438165003~01102007-005.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:05 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 6

PHOTOGRAPH FILE NAME:
1438165003~01102007-006.jpg

COMMENTS:





DATE: January 10, 2007

TIME: 7:06 a.m.

PHOTOGRAPHED BY:

James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 7

PHOTOGRAPH FILE NAME:

1438165003~01102007-007.jpg

COMMENTS: This photograph depicts
bags of collected litter along the east
slope of Cell 2 near the previous day's
active area.



DATE: January 10, 2007

TIME: 7:08 a.m.

PHOTOGRAPHED BY:

James Jones

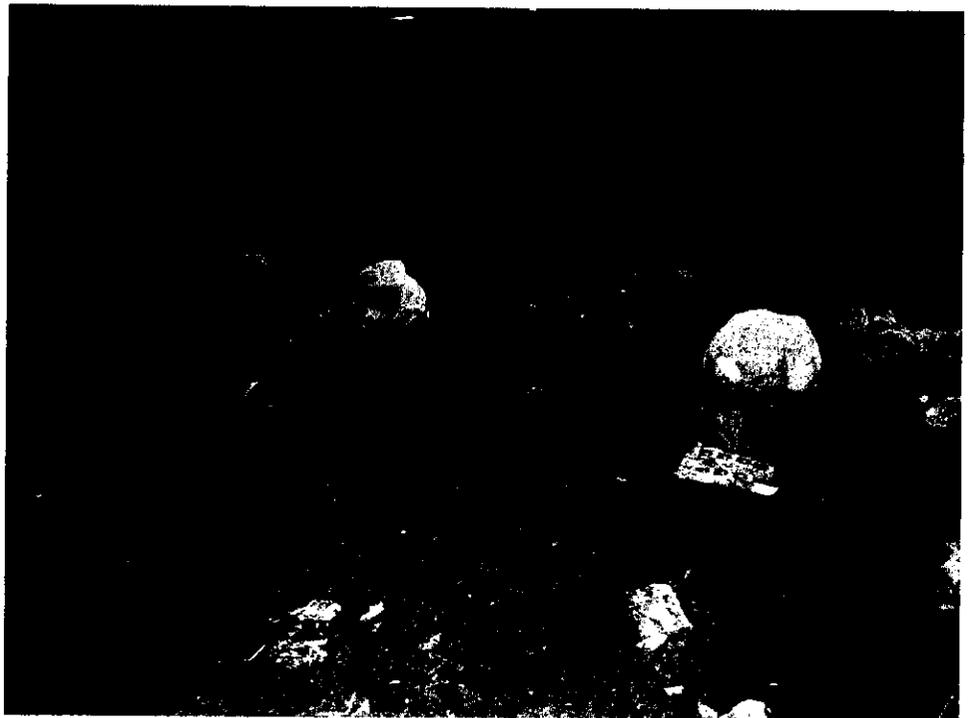
DIRECTION: Photograph taken toward
the east

PHOTOGRAPH NUMBER: 8

PHOTOGRAPH FILE NAME:

1438165003~01102007-008.jpg

COMMENTS:



DOCUMENT FILE NAME:

1438165003~01102007.doc



DATE: January 10, 2007

TIME: 7:18 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the north

PHOTOGRAPH NUMBER: 9

PHOTOGRAPH FILE NAME:
1438165003-01102007-009.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:22 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the north

PHOTOGRAPH NUMBER: 10

PHOTOGRAPH FILE NAME:
1438165003-01102007-010.jpg

COMMENTS:



DOCUMENT FILE NAME:
1438165003-01102007.doc



DATE: January 10, 2007

TIME: 7:24 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 11

PHOTOGRAPH FILE NAME:
1438165003--01102007-011.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:24 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the north

PHOTOGRAPH NUMBER: 12

PHOTOGRAPH FILE NAME:
1438165003--01102007-012.jpg

COMMENTS:





DATE: January 10, 2007

TIME: 7:25 a.m.

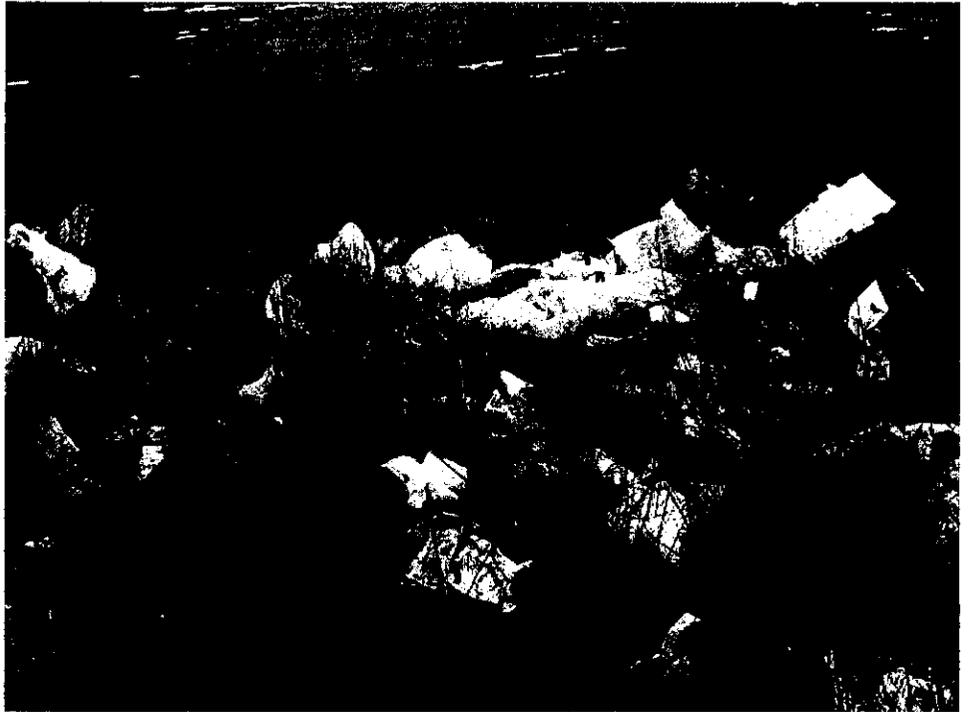
PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the east

PHOTOGRAPH NUMBER: 13

PHOTOGRAPH FILE NAME:
1438165003-01102007-013.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:25 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 14

PHOTOGRAPH FILE NAME:
1438165003-01102007-014.jpg

COMMENTS:



DOCUMENT FILE NAME:
1438165003-01102007.doc



DATE: January 10, 2007

TIME: 7:25 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 15

PHOTOGRAPH FILE NAME:
1438165003~01102007-015.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 7:25 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 16

PHOTOGRAPH FILE NAME:
1438165003~01102007-016.jpg

COMMENTS:



DOCUMENT FILE NAME:
1438165003~01102007.doc



DATE: January 10, 2007

TIME: 8:09 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 17

PHOTOGRAPH FILE NAME:
1438165003-01102007-017.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 8:09 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the south

PHOTOGRAPH NUMBER: 18

PHOTOGRAPH FILE NAME:
1438165003-01102007-018.jpg

COMMENTS:



DOCUMENT FILE NAME:
1438165003-01102007.doc



DATE: January 10, 2007

TIME: 8:10 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the north

PHOTOGRAPH NUMBER: 19

PHOTOGRAPH FILE NAME:
1438165003-01102007-019.jpg

COMMENTS:



DATE: January 10, 2007

TIME: 8:11 a.m.

PHOTOGRAPHED BY:
James Jones

DIRECTION: Photograph taken toward
the north

PHOTOGRAPH NUMBER: 20

PHOTOGRAPH FILE NAME:
1438165003-01102007-020.jpg

COMMENTS:



DOCUMENT FILE NAME:
1438165003-01102007.doc

104
657

LABOR READY

Dependable Temporary Labor

WHEN IN DOUBT? SAFETY WINS OUT!

WORK TICKET

CUSTOMER CODE 1117-1824	CUSTOMER NAME PEORIA CITY/COUNTY LANDFILL #4433	DATE 01/09/2007	TIME 0800	NUM OF WORKERS 1	TICKET NUMBER 8998-1824
JOB CODE 7	JOB SITE 2005 RATE	OTHER			
REPORT TO	WORK COMP CODE 62174				
CONTACT PHONE #	WORK TICKET COMMENT / PO #				

Printed at: 01/09/2007 06:01:24 AM

WORKER NAME	HOURS WORKED (TO THE HOUR)	DATE	TIME	OTHER	OTHER	OTHER	OTHER	OTHER
3045-1824 BAXTER, WILLIAM R	7:30 5:00	01/09/2007						

PEORIA BRANCH
309-678-6244

CUSTOMER SHALL PROVIDE SUPERVISION AND TRAINING FOR THE SAFE OPERATION OF ANY EQUIPMENT.

DO NOT GIVE WORKERS ANY CASH
CUSTOMER RETAIN TOP WHITE SIGNED COPY ONLY

DO YOU NEED WORKERS TO RETURN?

YES NO

DATE NO. OF WORKERS TIME NEEDED

Remarks: Good Job

PRINT NAME AND TITLE
William Webster
AUTHORIZED SIGNATURE

Ticket: 8998-1824
LAOP002 (Rev 7/03) Total Hours: **9 1/2**

CHISTINA
CUSTOMER AGREES TO THE TERMS AND CONDITIONS SET FORTH ON THE REVERSE SIDE HEREOF AND CERTIFIES THAT THE LISTED WORKERS HAVE SATISFACTORILY PERFORMED SERVICE FOR THE HOURS SHOWN

JOB SITE COPY - WHITE

LABOR READY

Dependable Temporary Labor

WHEN IN DOUBT? SAFETY WINS OUT!

WORK TICKET

CUSTOMER CODE 1117-1624	CUSTOMER NAME PEORIA CITY/COUNTY LANDFILL #4833	DATE 01/10/2007	TIME 8 AM	NUM OF WORKERS 1	TICKET NUMBER 89609-1624
JOB CODE 7	JOB SITE 2005 RATE	OTHER			
REPORT TO	WORK COMP CODE 6217W				
CONTACT PHONE #	WORK TICKET COMMENT / PO #				

Printed at: 01/09/2007 05:52:34 P

WORKER NAME	HOURS WORKED (ED IN HOUR)	FOR CHECK USE ONLY					TRANS	UNEMP
		HARD HAT	BOOT	GLOVES	OTHER EQUIPMENT			
5045-1624 01/10/2007 BAXTER, WILLIAM A								

PEORIA BRANCH
309-675-8244

CUSTOMER SHALL PROVIDE SUPERVISION AND TRAINING FOR THE SAFE OPERATION OF ANY EQUIPMENT.

DO NOT GIVE WORKERS ANY CASH
CUSTOMER RETAIN TOP WHITE SIGNED COPY ONLY

DO YOU NEED WORKERS TO RETURN?

YES NO

DATE NO. OF WORKERS TIME NEEDED

Remarks:

PRINT NAME AND TITLE

Ticket: 89609-1624
LR0P002 (Rev 7/05) Total Hours:

REPRINT

Page(s) 1 of 3
AUTHORIZED SIGNATURE

CUSTOMER AGREES TO THE TERMS AND CONDITIONS SET FORTH ON THE REVERSE SIDE HEREOF AND CERTIFIES THAT THE LISTED WORKERS HAVE SATISFACTORILY PERFORMED SERVICE FOR THE HOURS SHOWN.

JOB SITE COPY - WHITE

0510019257 05/2005 Moore/Wallice Inc. All rights reserved. MAC - 221

or not required documents were timely filed on behalf of the subject site.

5. As a result of the activities referred to in Paragraphs 3 and 4 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to Peoria City/County Landfill #2.

James Jones

Subscribed and Sworn to before

me this 12th day of January, 2007.

Barbara E. Lindley
Notary Public



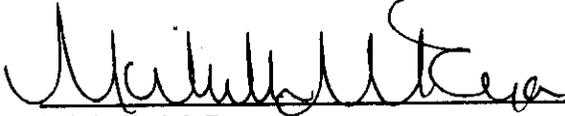
PROOF OF SERVICE

I hereby certify that I did on the 7th day of February 2007, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To:	Waste Management of Illinois, Inc. Attention: Steve Harenberg 3550 East Washington Street East Peoria, Illinois 61611	CT Corporation System 208 South LaSalle Street Suite 814 Chicago, Illinois 60604
-----	--	---

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid

To: Dorothy Gunn, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601


Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544