



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

RECEIVED
CLERK'S OFFICE

JUL 31 2009

STATE OF ILLINOIS
Pollution Control Board

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

July 29, 2009

John Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

ACC-2 ORIGINAL

Re: Illinois Environmental Protection Agency v. City of Salem, John Pruden, Jason Bruce, and Lee Owens
IEPA File No.157-09-AC: 1218130007—Marion County

Dear Mr. Therriault:

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, inspector's Affidavit, and inspector's Illinois Environmental Protection Agency Solid Waste Landfill 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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

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JUL 31 2009

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
CITY OF SALEM, JOHN PRUDEN,)
JASON BRUCE, and LEE OWENS,)
Respondents.)

AC 10-2
(IEPA No.157-09-AC)

ORIGINAL

NOTICE OF FILING

To: City of Salem
Thomal Christy
101 South Broadway
Salem, IL 62881

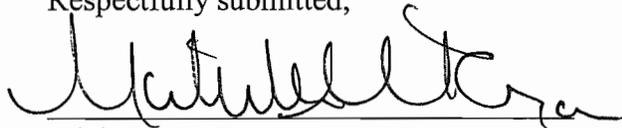
John Pruden
101 South Broadway
Salem, IL 62881

Jason Bruce
101 South Broadway
Salem, IL 62881

Lee Owens
101 South Broadway
Salem, IL 62881

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 SOLID WASTE LANDFILL INSPECTION CHECKLIST.

Respectfully submitted,



Michelle M. Ryan
Assistant Counsel

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

Dated: July 29, 2009

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JUL 31 2009

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
CITY OF SALEM, JOHN PRUDEN, JASON)
BRUCE, and LEE OWENS,)
))
Respondents.)

AC 10-2
(IEPA No.157-09-AC)

ORIGINAL

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 (2006).

FACTS

1. That the City of Salem is the permitted owner, John Pruden is the permitted operator, Lee Owens is the Chief Operator, and both John Pruden and Jason Bruce are the Certified Operators (collectively "Respondents") of a facility located at 101 South Broadway, Marion County, Illinois.
2. That said facility is a sanitary landfill, initially operating under Illinois Environmental Protection Agency Permit No. 1995-178-LFM, and most recently operating under Illinois Environmental Protection Agency Permit No. 2008-187. The facility is designated with Site Code No. 1218130007 and commonly known to the Illinois Environmental Protection Agency as Salem Community Landfill #2.
3. That Respondents have owned/operated said facility at all times pertinent hereto.

4. That on May 18, 2009, John S. Senjan of the Illinois Environmental Protection Agency's Collinsville 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.

5. That on July 29, 2009, Illinois EPA sent this Administrative Citation via Certified Mail No. 7007 3020 0002 3214 3770.

VIOLATIONS

Based upon direct observations made by John S. Senjan during the course of his May 18, 2009 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondents conducted a sanitary landfill in a manner which resulted in uncovered refuse remaining from the previous operating day or at the conclusion of any operating day, a violation of Section 21(o)(5) of the Act, 415 ILCS 5/21 (o)(5) (2006).
- (2) That Respondents conducted a sanitary landfill in a manner which resulted in 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) (2006).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2006), Respondents are subject to a civil penalty of Five Hundred Dollars (\$500.00) for each of the violations identified above, for a total of One Thousand Dollars (\$1,000.00). 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 October 1, 2009, 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 (2006), 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 One Thousand Dollar (\$1,000.00) statutory civil penalty for each violation.

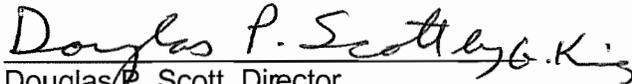
Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2006), if Respondents fail to petition or elect not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondent's 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 (2006). 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, Director
Illinois Environmental Protection Agency

Date: 7/29/09

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

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JUL 31 2009

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
CITY OF SALEM, JOHN PRUDEN, JASON)
BRUCE, and LEE OWENS,)
))
Respondents.)

AC 10-2
(IEPA No.157-09-AC)

FACILITY: Salem/Salem Municipal Landfill 2
SITE CODE NO.: 1218130007
COUNTY: Marion
CIVIL PENALTY: \$1,000.00
DATE OF INSPECTION: May 18, 2009

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) is 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

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JUL 31 2009

AFFIDAVIT

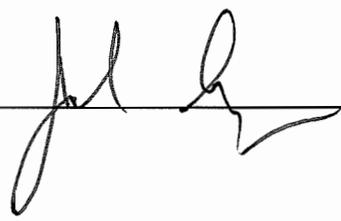
IN THE MATTER OF:)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant)
vs.)
SALEM MUNICIPAL LANDFILL 2)
Respondent)
)

STATE OF ILLINOIS
Pollution Control Board

LPC# 1218130007 – MARION COUNTY
SALEM/SALEM MUNICIPAL LANDFILL
COMPLIANCE FILE

Affiant, John S. Senjan being first duly sworn, voluntarily deposes and states as follows:

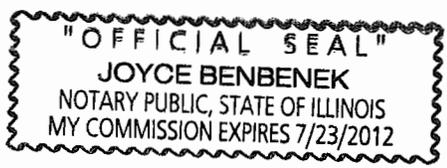
1. Affiant is a field inspectors employed by the Land Pollution Control Division of the Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On May 18, 2009 at approximately 6:40 a.m., affiant conducted an inspection at the Salem Municipal Landfill #2. The said site is commonly known to the Agency as LPC# 1218130007-Marion County – Salem/Salem Municipal Landfill #2.
3. Affiant's inspection included interviewing Chief Operator, Mr. Lee Owens as well as walking and photographing the site.
4. As a result of the activities referred to in paragraph three above, Affiant completed the Landfill Inspection Report 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 said Salem Municipal Landfill #2.



SEAL

Subscribed and Sworn To before me
This 15th day of May 2009


Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

811 Solid Waste Landfill Inspection Checklist

County: Marion LPC#: 1218130007 Region: 6 - Collinsville
 Location/Site Name: Salem/Salem Community Landfill #2
 Date: 06/18/2009 Time: From 6:00 am To 7:20 am Previous Inspection Date: 03/12/2009
 Inspector(s): John Senjan Weather: ~72 F partly sunny with semi-wet soil
 No. of Photos Taken: # 12 Samples Taken: Yes # No
 Interviewed: Jason Bruce, Lee Owens Facility Phone No.: 618/548-7781

Permitted Owner Mailing Address

City of Salem
 101 South Broadway
 Salem, IL 62881

Permitted Operator Mailing Address

Jason Pruden
 101 South Broadway
 Salem, IL 62881

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 Pollution Control Board

Chief Operator Mailing Address

Lee Owens
 101 South Broadway
 Salem, IL 62881

Certified Operator Mailing Address

John Pruden
 Jason Bruce

AUTHORIZATION:	OPERATIONAL STATUS:	TYPE OF OPERATION:
Significant Modification Permit Initial: <u>1995-178-LFM</u>	Operating <input checked="" type="checkbox"/>	Existing Landfills 814-Subpart C <input checked="" type="checkbox"/>
Latest <u>2008-187</u>	Closed-Not Certified. <input type="checkbox"/>	814-Subpart D <input type="checkbox"/>
	Closed-Date Certified: <u> </u>	New Landfills: 811-Putres./Chem. <input type="checkbox"/>

	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 checked="" 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		
12.	21.6(b)	ACCEPTANCE OF LIQUID USED OIL FOR FINAL DISPOSAL (EFFECTIVE JULY 1, 1996)		
13.	22.01	FAILURE TO SUBMIT ANNUAL NONHAZARDOUS SPECIAL WASTE		
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		
16.	22.23(f)(2)	CAUSE OR ALLOW THE DISPOSAL OF ANY LEAD-ACID BATTERY		
17.	22.28(b)	ACCEPTANCE OF WHITE GOODS FOR FINAL DISPOSAL		
18.	55(b)(1)	ACCEPTANCE OF ANY USED OR WASTE TIRE FOR FINAL DISPOSAL (UNLESS LANDFILL MEETS EXEMPTION OF 55(b)(1))		
19.	56.1(a)	CAUSE OR ALLOW THE DISPOSAL OF ANY POTENTIALLY INFECTIOUS MEDICAL WASTE		
SOLID WASTE SITE OPERATOR CERTIFICATION LAW REQUIREMENTS				
20.	225 ILCS 230/1004	CAUSING OF ALLOWING OPERATION OF A LANDFILL WITHOUT PROPER COMPETENCY CERTIFICATE		
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G				
PRIOR CONDUCT CERTIFICATION REQUIREMENTS				
21.	745.181	CHIEF OPERATOR REQUIREMENTS		
22.	745.201	PRIOR CONDUCT CERTIFICATION PROHIBITIONS		
SPECIAL WASTE HAULING REQUIREMENTS				
23.	809.301	REQUIREMENTS FOR DELIVERY OF SPECIAL WASTE TO HAULERS		

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 checked="" 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

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
NARRATIVE INSPECTION REPORT

LPC #1218130007-Marion County
Salem / Salem Municipal Landfill #2
Compliance File

Date of inspection: 06/18/2009
Inspector: John Senjan
Time: 6:00 a.m. – 7:20 a.m.

On June 18, 2009, this author conducted an inspection at the Salem Municipal Landfill in Salem, Illinois. The inspection was performed as part of a routine quarterly landfill inspection schedule. At the time of the inspection, the weather conditions were partly cloudy with temperatures in the mid 70's. It was calm and soil conditions were semi-wet. The inspection consisted of interviewing site personnel and inspecting the physical appearance of the landfill, paying particular attention to the open or active face.

The inspection was purposely conducted early in the morning before the landfill opened the day. My primarily focus during the inspection was the alternative daily cover (ADC) at the active face. I was specifically looking to confirm that the ADC was being properly used.

When I arrived at the site, I waited by the gate for someone to arrive. At 6:40 a.m. a city employee pulled in and opened the gate. I then drove directly to the active face. There, I observed that ADC in the form of tarps was being used to cover the previous days refuse. I also observed that only about fifty percent of the refuse was covered with tarps (See photos #001-#006 and #010-#011). No other form of ADC or soil was being utilized to cover the remaining refuse. It should be noted that toward the bottom of the active face and just to the north of the upward side of the active face I found two tarps that were not being used (See photos #006 & #012).

Failure to properly cover exposed waste from the previous day is a violation of the following sections of the Illinois Environmental Protection Act (the Act): **Sections 21(d)(1), 21(d)(2), 21(e), 21(o)(5), 21(o)(12).**

Failure to properly cover exposed waste from the previous day is a violation of the following section of the Title 35, Subtitle G of the Pollution Control Board regulation: **Section 811.106(b).**

Failure to properly cover exposed waste from the previous day is a violation of the following conditions of Salem Municipal Landfill 2, Log No. 2008-187: **Condition II. 2(e), 2(i) and 4(b).**

As I walked around the active face, I found an area in the northeast section of the landfill that had an accumulation of litter (See photos #007-#009).

Failure to collect litter at the end of the operating day is a violation of the following sections of the Act: **Sections 21(d)(1), 21(d)(2), 21(e), 21(o)(5), 21(o)(12).**

**LPC #1218130007-Marion County
Salem / Salem Municipal Landfill #2
(Page 2 of 2)**

Failure to collect litter from the previous day is a violation of the following section of the Title 35, Subtitle G of the Pollution Control Board regulation: **Section 811.107(k)**.

Failure to collect litter from the previous day is a violation of the following conditions of Salem Municipal Landfill 2, Log No. 2008-187: **Condition II. 2(e), 2(i) and 4(b)**.

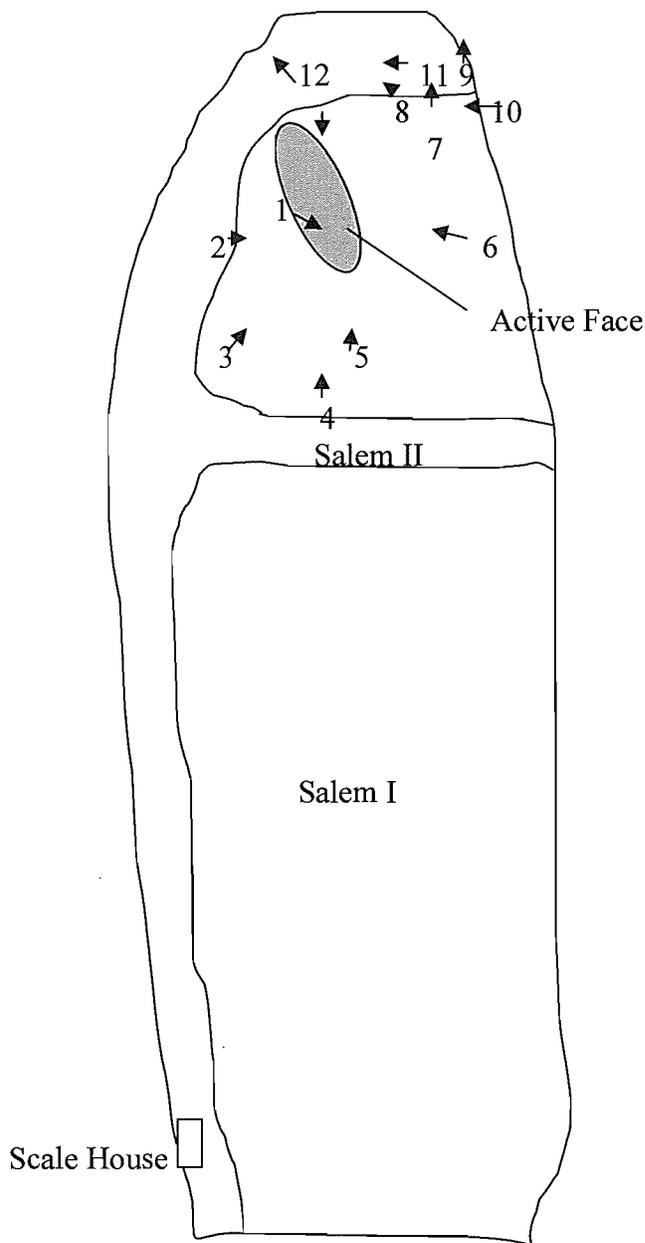
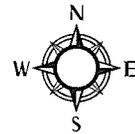
cc: Collinsville File

State of Illinois
Environmental Protection Agency
Facility Diagram

Date of Inspection: June 18, 2009 Inspector: John Senjan

Site Code: 1218130007 County: Marion

Site Name: Salem Community Landfill #2 Time: 06:00-07:20





DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: SE
Photo by: J. Senjan
Exposure: #001
Comments: Exposed refuse.



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: E
Photo by: J. Senjan
Exposure: #002
Comments: Same as photo #001 taken from a different location.



DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: NE
Photo by: J. Senjan
Exposure: #003
Comments:



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: N
Photo by: J. Senjan
Exposure: #004
Comments:



DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: N
Photo by: J. Senjan
Exposure: #005
Comments:



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: NW
Photo by: J. Senjan
Exposure: #006
Comments: Note unused
tarp at bottom of photo.



DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: N
Photo by: J. Senjan
Exposure: #007
Comments: Exposed
refuse away from the
active face.



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: NW
Photo by: J. Senjan
Exposure: #008
Comments: Compost
material comingled with
refuse.



DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: N
Photo by: J. Senjan
Exposure: #009
Comments: Ponded
leachate from compost
pile.



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: W
Photo by: J. Senjan
Exposure: #010
Comments:



DIGITAL PHOTOGRAPHS File Names: 1218130007~06182009-[Exp. #1-12].jp



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: W
Photo by: J. Senjan
Exposure: #011
Comments: Note unused tarp. Behind bulldozer.



Date: June 18, 2009
Time: 6:00am-7:20am
Direction: NW
Photo by: J. Senjan
Exposure: #012
Comments: Note unused tarp.

RECEIVED
CLERK'S OFFICE

JUL 31 2009

STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

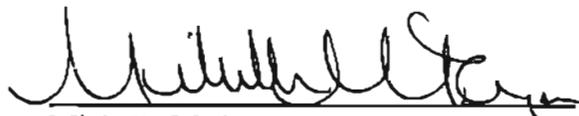
I hereby certify that I did on the 29th day of July, 2009, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and SOLID WASTE LANDFILL INSPECTION CHECKLIST

To: City of Salem Thomal Christy 101 South Broadway Salem, IL 62881	John Pruden 101 South Broadway Salem, IL 62881
Jason Bruce 101 South Broadway Salem, IL 62881	Lee Owens 101 South Broadway Salem, IL 62881

ORIGINAL

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



Michelle M. Ryan
Assistant Counsel

Illinois Environmental Protection Agency
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