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CLERK'S OFFICE

NOV 12 2009

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!!

AC10-08

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.

NOTE: This Administrative Citation refers to TWO separate State of Illinois Agencies. One is the **ILLINOIS POLLUTION CONTROL BOARD** located at James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The other state agency is the **ILLINOIS ENVIRONMENTAL PROTECTION AGENCY** located at: 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 61794-9276.

If you elect to contest the enclosed Administrative Citation, you must file a **PETITION FOR REVIEW** with **thirty-five (35) days** of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the clerk of the Illinois Pollution Control Board by either hand delivering or mailing to the Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Illinois Environmental Protection Agency at the address given above and should be marked to the **ATTENTION: DIVISION OF LEGAL COUNSEL.**

Any person other than individuals **MUST** appear through an attorney-at-law licensed and registered to practice law. Individuals may appear on their own behalf, or through an attorney. 35 Ill. Adm. Code 101.400(a).

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
INFO CORNER MATERIALS, INC.,)
)
Respondent.)

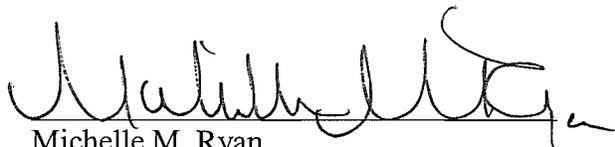
AC 10-08
(IEPA No. 283-09-AC)

NOTICE OF FILING

To: Info Corner Materials, Inc.
c/o Delmar Donley
P.O. Box 258
6750 Donley Lane
Sherman, IL 62684-0258

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
Assistant Counsel

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

Dated: November 9, 2009

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,))
))
v.))
))
INFO CORNER MATERIALS, INC.,))
))
Respondent.))

AC 10-08
(IEPA No. 283-09-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 (2008).

FACTS

1. That Info Corner Materials, Inc. ("Respondent") is the present owner and operator of a facility located on Bachmann Drive, north of the junction of N. Dirksen Pkwy. and Peoria Rd., in Springfield Township, Sangamon County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency ("Illinois EPA") as Springfield Township/Info Corner Materials, Inc.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1678220075.

3. That Respondent has owned and operated said facility at all times pertinent hereto.

4. That on September 17, 2009, Richard Johnson of the Illinois EPA's Springfield Regional Office inspected the above-described 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 11/9/09, Illinois EPA sent this Administrative Citation via Certified Mail No. 7007 3020 0002 3214 4555

VIOLATIONS

Based upon direct observations made by Richard Johnson during the course of his September 17, 2009 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2008).

CIVIL PENALTY

On April 16, 2009, the Board found Info Corner Materials, Inc. in violation of Section 21(p)(1) and (p)(7) of the Act in AC 09-37.

Because this Administrative Citation addresses a second or subsequent violation of Section 21(p)(1) of the Act, pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), Respondent is subject to a civil penalty of Three Thousand Dollars (\$3,000.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than December 15, 2009, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent elects 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 (2008), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent 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 Three Thousand Dollar (\$3,000.00) statutory civil penalty.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2008), if Respondent fails to petition or elects 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, Respondent 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 Respondent 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 Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2008). If Respondent elects to contest this Administrative Citation, then Respondent 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 Respondent.


Douglas Scott, Director
Illinois Environmental Protection Agency

Date: 11/9/09

Prepared by: Michelle M. Ryan, Assistant Counsel
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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STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Complainant,)
)
 v.)
)
 INFO CORNER MATERIALS, INC.,)
)
 Respondent.)

AC 10-08
 (IEPA No. 283-09-AC)

FACILITY: Info Corner Materials, Inc. SITE CODE NO.: 1678220075
 COUNTY: Sangamon CIVIL PENALTY: \$3,000.00
 DATE OF INSPECTION: September 17, 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) 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

AFFIDAVIT

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NOV 12 2009

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Info Corner Materials, Inc.,)
)
Respondent)
)

IEPA DOCKET NO.
283-09-AC

AC10-08

Affiant, Richard C. Johnson, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On September 17, 2009 between 11:30 AM and 12:32 PM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Sangamon County, Illinois, and known as Springfield Township/Info Corner Materials, Inc. by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 1678220075 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Springfield Township/Info Corner Materials, Inc. open dump site by an on-site inspection, which included walking and photographing the site.
4. As a result of the activities referred to in paragraph 3 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 said Springfield Township/Info Corner Materials, Inc.


Richard C. Johnson

Subscribed and Sworn To before me
This 7th day of October, 2009

Charlene K. Powell

Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: Sangamon LPC#: 1678220075 Region: 5 - Springfield
 Location/Site Name: Springfield Township/Info Corner Materials, Inc.
 Date: 09/17/2009 Time: From 11:30 am To 12:32 pm Previous Inspection Date: 01/09/2009
 Inspector(s): Rich Johnson Weather: @ 70 - 75 degrees F, clear, dry soil
 No. of Photos Taken: # 27 Est. Amt. of Waste: 1900 yds³ Samples Taken: Yes # No
 Interviewed: Todd Donley, V-P & General Manager of Donley Trucking, Inc. Complaint # C-09-073-C

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NOV 12 2009

Responsible Party
Mailing Address(es)
and Phone
Number(s):

Info Corner Materials, Inc.
Attn: Mr. Delmar Donley, President
P.O. Box 258, 6750 Donley Lane
Sherman, IL 62684-0258

STATE OF ILLINOIS
Pollution Control Board

	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.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
7.	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"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 1678220075

Inspection Date: 09/17/2009

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
	(3)	Cause or Allow Water to Accumulate in Used Tires	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
13.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
OTHER REQUIREMENTS			
14.		APPARENT VIOLATION OF: (<input checked="" type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: AC 09-37 ORDER ENTERED ON: 04/16/2009	<input checked="" type="checkbox"/>
15.	OTHER:		<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 (p) 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

LPC #1678220075 – Sangamon County
Facility Name: Springfield Township/Info Corner Materials, Inc.
Date of Inspection: September 17, 2009
Prepared by: Rich Johnson, DLPC/FOS, Springfield Region

I conducted a re-inspection of the above-reference property on September 17, 2009. During the inspection I met and interviewed Mr. Todd Donley, Vice-President and General Manager of Donley Trucking, Inc. Todd Donley is the son of Mr. Delmar Donley, the president and registered agent of Info Corner Materials, Inc. My last inspection of the site was conducted on January 9, 2009.

The Illinois Environmental Protection Agency's (Illinois EPA) Springfield Region Office received an anonymous complaint on December 30, 2008 alleging that several loads of ground glass were transported to the above-referenced site and disposed at the northeast region. I conducted a complaint investigation of Info Corner Materials, Inc. (hereafter referred to as ICM) on January 9, 2009. Based on this investigation it was determined that ICM was apparent violation of open dumped solid waste. An Administrative Citation against ICM was filed February 24, 2009 with the Illinois Pollution Control Board, pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act). The Illinois Pollution Control Board's Order dated April 16, 2009 (AC 09-37) found ICM in violation of Section 21(p)(1) and 21(p)(7), and assessed \$3,000.00 in penalties. On April 30, 2009, Todd Donley signed for a copy of the Order sent via certified mail. I inquired with the Illinois Environmental Protection Agency (Illinois EPA) person that records received penalty checks; ICM has not paid the penalty as of October 5, 2009.

Background Information

Info Corner Materials is located on Bachmann Drive just north of the junction of N. Dirksen Parkway and Peoria Road. The property is east of Peoria Road (Business 55) and south of Sand Hill Road. A railroad track and an un-named tributary to Sangamon River border the site's eastern boundary. To the south are a few residences along with undeveloped areas. A gate has been installed at the entrance to the site to restricted access off Bachmann Drive. The gate is generally kept open during business hours to allow authorized personnel to enter the site.

It was noted that of the 5 or 6 parcels that comprise the property, Info Corner Materials, Inc. is identified as the owner on 4 of them, while Leroy and Mary Jane Donley, Trustees, is shown as the owners on one. There was no open dumped solid waste observed on Leroy and Mary Jane Donley's parcel during the September 17, 2009 inspection. ICM exists as a corporation in Illinois, and Mr. Delmar Donley is the president and registered agent.

Prior to the January 9, 2009-investigation, inspectors for the Sangamon County Department of Public Health (SCDPH) had conducted investigations of the site in 1994

and 1995 as part of a delegation agreement with the Illinois EPA. Based on SCDPH's inspections, the operator of the site at the time (Donley, Inc.) received an Administrative Citation pursuant to 31.1 of the Act. Delmar Donley testified for Donley, Inc. at the Illinois Pollution Control Board hearing for the AC. The IPCB found Donley, Inc. violated Sections 21(p)(1) and 21(p)(3) of the Act for open dumping and open burning solid waste. Mr. Donley's testimony indicated the site was used as a storage yard.

Inspection Conducted September 17, 2009

I drove through the open gate onto ICM property at 11:30 am on September 17, 2009. The temperature was about 70 - 75° F, it was clear, and the soil was dry.

Parking the car in the westcentral region, I began the inspection by taking photographs 1, 2, 3, 4 and 5. Shortly after I began my inspection a Donley Trucking dump truck arrived at the site and dumped what appeared to be soil along the southwestern part of the property. Sometime later Mr. Todd Donley showed up at the site and I was able to ask him some questions. Also observed during the inspection was a man in a van that was loading some type of timbers located near the small shed. Mr. Donley went over the person and asked him what he was doing at the site. According to Todd Donley, the man said he was given consent to remove the timbers by Delmar Donley. Another person in a small dump truck came to the site to pick up something at the site, but went away after talking to Mr. Donley.

During the investigation numerous piles of milled asphalt (see photographs 4, 5, 9 and 10), broken concrete both with and without rebar (see photos 2, 3, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20 and 21), broken concrete with a paint on the surface (see photos 11, 12, 13, 14, 15 and 16), gravel (see photos 4 and 26), and soil (see photos 5 and 26) were observed around the site.

Todd Donley said that about once a year a concrete crusher is rented and brought to ICM. All the collected broken concrete and asphalt are then ground up to a useable size for future paving material. I asked about whether there were any metal rebar that had to be removed from the concrete. He indicated that a magnet is passed over the crushed concrete to take out any remaining metal.

I also asked about what is done about the broken concrete that has paint on it. He asked whether there should be anything wrong with having this type of concrete reused since it just went back into pavement. I said I would have to check on this. I discussed the painted concrete with the unit manager of the Disposal Alternatives Unit of the Bureau of Land's Permit Section. It appears that the painted concrete would not meet the criteria of "uncontaminated" addressed in Section 3.160(a) and (b) for either clean construction or demolition debris, or general construction or demolition debris. Therefore, the painted concrete is considered a solid waste that is open dumped and must be collected and managed offsite at a permitted Illinois EPA solid waste management facility.

During my January 9, 2009-investigation I observed an admixture plant for making paving material setting next to an office trailer in the northwest part of the property. At

the time of the investigation it was noted that the office in front of the plant was deserted and the plant itself did not appear operational. During the current re-inspection on September 17, 2009, it was found that the entire building along with the equipment for the admixture plant has been removed (see photos 1, 6 and 7). Mr. Donley confirmed that the plant had been sold and removed sometime prior to my re-inspection. There remains some of the debris left from the dismantling of the plant on a concrete pad south of the trailer (see photo 27). Mr. Donley said he would have someone from Donley Trucking come out and collect and properly dispose the remaining waste from the plant.

Other changes at the site include the removal of 55-gallon drums observed during my January 9, 2009-investigation. The drums that had been located along the east side of a small wood shed (see photo 6), and east of the office/plant (see photos 7 and 8) were gone. According Delmar Donley's February 24, 2009, letter the drums contained (used) oil and water from changing oil in the concrete trucks. The used oil and water in the drums was reportedly burned in the onsite used oil space heater at Donley Trucking facility located near Williamsville, Illinois.

Delmar Donley's February 24, 2009, letter also indicated that white waste observed during the January 9, 2009 investigation was bread dough. This waste, that along with other open dumped waste at ICM, was disposed at Five Oaks Recycling & Disposal Facility located near Taylorville, Illinois. During the September 17, 2009 inspection it was noted that the white waste, along with some of the other general refuse in the southeast region of the site, were no longer present (see photo 24). Todd Donley said that waste from ICM was taken to 5 Oaks RDF rather than the nearby Sangamon Valley Landfill because Donley Trucking has a contract to transport waste with Waste Management's Bearcat transfer station in Springfield. With Donley Trucking already doing business with Waste Management to haul waste to 5 Oaks RDF, the Donleys elected to dispose waste at that landfill rather than Sangamon Valley Landfill which is less than a 1/2 mile away.

During the last inspection I had observed an area along the south side of the site where concrete trucks had cleaned out any remaining concrete from offsite jobs. This dumping area was a sloping roadway of dried concrete. During the present inspection this clean out area was no longer present (see photo 25). I noted that a track-hoe or some other earthmoving equipment with a bucket had dug out an excavation in the area. In talking to Todd Donley he indicated that it was his intention to fill the excavation with some of the broken concrete and other clean construction or demolition debris that was onsite. I said that once the original area had been excavated, it would need a permit from the Illinois EPA to fill the pit with the clean construction or demolition debris (CCDD), pursuant to Section 22.51 of the Act. If the excavation was filled with clean soil rather than CCDD to the desired elevation, there were no statutes or regulations under the Act or 35 Illinois Administrative Code restricting this type of filling.

Mr. Donley was informed that there must be no further filling activity along the eastern boundary of ICM. The east edge of the property goes down 40 or 50 feet to a small unnamed tributary stream. While the east slope has heavy vegetation, it was also noted

during the prior inspection that there were chunks of concrete and asphalt sticking through the surface.

Dimensional lumber that had been previously observed in the southcentral region west of the concrete truck clean out area was also gone (see photo 26). Mr. Donley said that the dimensional lumber in this large pile was properly managed, but how it was managed was not indicated.

Walking south from the northeast region, I observed a large pile of waste near the east slope (see photos 18, 19, 22 and 23). On inspecting the pile it was found to be small pieces of broken glass with plastic and other debris. The glass ranged from pebble to gravel size, and of various colors (clear, green, yellow, blue, brown, etc.). Measuring the area by “stepping it off,” I found it to be about 119 feet wide (at its widest), about 78 feet long to where it narrows to about 19 feet wide, and then another 54 feet long. Looking at the depth of broken glass from the south edge of the pile it looked 5 feet deep. Using these measurements, it was figured that there were approximately 1909 cubic yards of broken glass and debris in the area. Since this was near the eastern edge of the property, away from the different other piles that appeared to be part of the concrete/asphalt recycling it was determined that the glass was apparently discarded or abandoned. The mixture of broken glass and other waste is not considered “clean construction or demolition debris,” as defined in Section 3.160(b) of the Act. Therefore, it cannot be stored or disposed of at this site without an Illinois EPA permit. Todd Donley was informed that the waste glass was required to be properly disposed offsite. He said he was aware that the glass was to be disposed of at an Illinois EPA permitted landfill (or transfer station), but that Donley Trucking had been so busy that it hadn’t made time to remove the waste. I asked about the waste glass observed by concrete bins in the southcentral region of the site. Todd Donley said that the waste glass from this site had been added to the waste glass in the eastcentral region.

I left the site at 12:32 pm.

Violations noted during the investigation are indicated on the checklist that accompanies this report.

cc: SCDPH, Allen Alexander
DLPC, Division File
DLPC/FOS, Springfield Region

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
SITE SKETCH

Date of Inspection: September 17, 2009

Site Code: 1678220075

Site Name: Springfield Twp/Info Corner Materials, Inc.

Inspector: Rich Johnson

County: Sangamon

Time: 11:27 am – 12:32 pm

Concrete Truck Clean Out
Broken Glass with Plastic
Milled Asphalt, Broken Concrete & Gravel
Piles

Measurements Approximate

Direction of Photo ↙

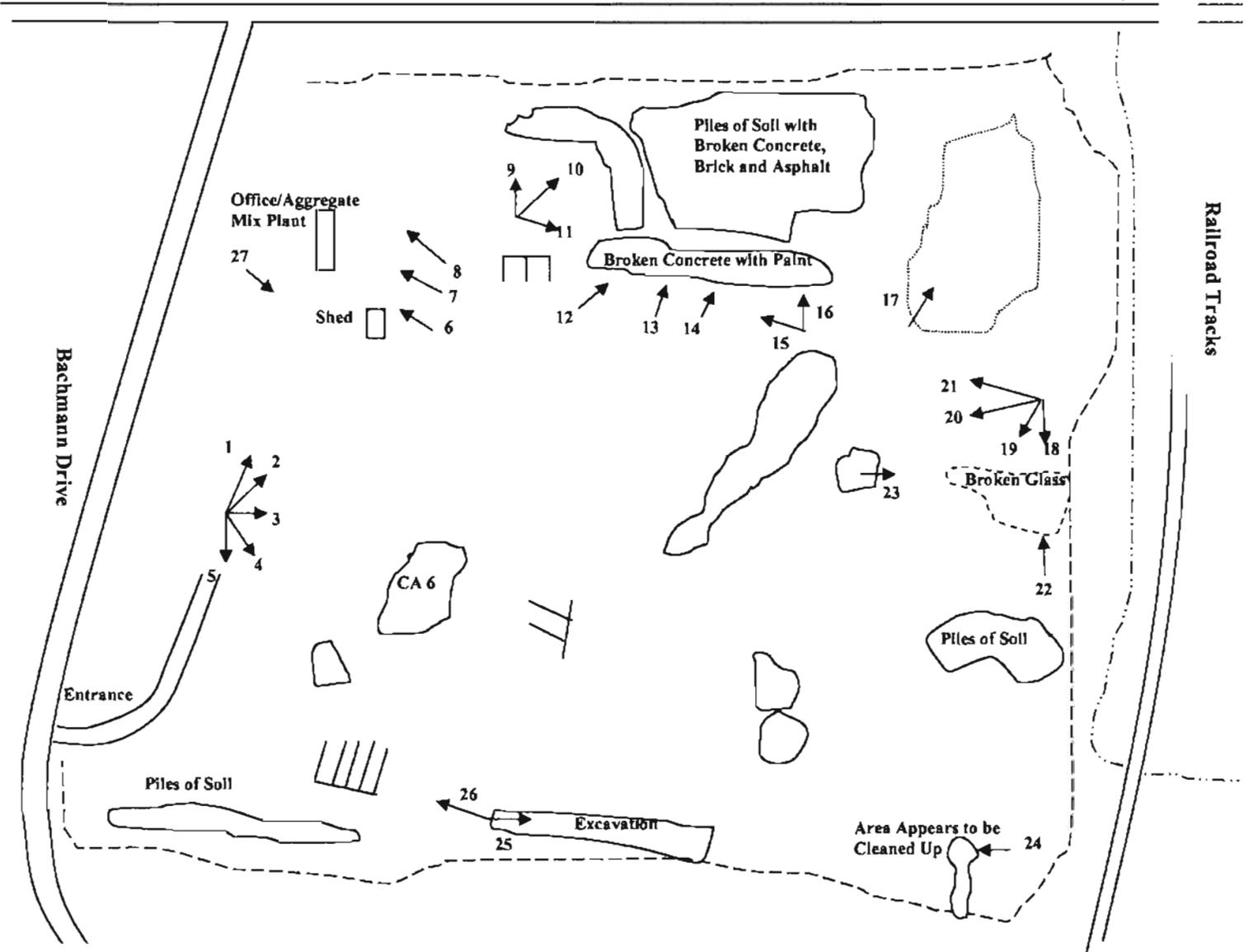
Not To Scale

North



Sand Hill Road

Un-named
Tributary to
Sangamon
River



Railroad Tracks



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:27 am
Direction:
North/northeast
Photo by: Rich Johnson
Exposure #: 001
Comments: Photograph shows the deserted office building located at the northwest region of the site. Note that the aggregate mixing plant previously located east of the office is no longer present.



Date: September 17, 2009
Time: 11:28 am
Direction: Northeast
Photo by: Rich Johnson
Exposure #: 002
Comments: Photograph taken from the west side of the site shows a truck trailer, a small shed behind the trailer, and some of the onsite broken concrete piles.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:28 am
Direction: East
Photo by: Rich Johnson
Exposure #: 003
Comments: Photograph shows part of the central region of the site. Note the parked end-loader.



Date: September 17, 2009
Time: 11:28 am
Direction: Southeast
Photo by: Rich Johnson
Exposure #: 004
Comments: Photograph shows a pile of graded rock and a smaller pile of milled asphalt located in the central and southwest regions of the site.

File Names: 1678220075-09172009-[Exp. #].Jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:28 am
Direction: South
Photo by: Rich Johnson
Exposure #: 005
Comments: Photograph shows the pile of milled asphalt and behind the pile several piles of soil located in the southwest region of the site.



Date: September 17, 2009
Time: 11:31 am
Direction: Northwest
Photo by: Rich Johnson
Exposure #: 006
Comments: Photograph shows the small shed and the back of the office located in the northwest region of the site. Note that the 55-gallon drums observed on the previous inspection setting along the shed were no longer present.

File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:31 am
Direction: Northwest
Photo by: Rich Johnson
Exposure #: 007
Comments: Photograph shows 2 new heavy equipment tires setting near the shed and office in the northwest region of the site. Note the aggregate mixing plant located east of the office is gone.



Date: September 17, 2009
Time: 11:32 am
Direction: Northwest
Photo by: Rich Johnson
Exposure #: 008
Comments: Photograph shows an area where 55-gallon drums had been observed in the northwest region of the site on the previous inspection. Note that the drums are now gone.

File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:34 am
Direction: North
Photo by: Rich Johnson
Exposure #: 009
Comments: Photograph shows piles of broken concrete, and a small amount of asphalt located in the northcentral region of the site.



Date: September 17, 2009
Time: 11:34 am
Direction: Northeast
Photo by: Rich Johnson
Exposure #: 010
Comments: Photograph shows piles of milled and broken asphalt, soil, and some broken concrete located in the northcentral region of the site.

File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:34 am
Direction: Southeast
Photo by: Rich Johnson
Exposure #: 011
Comments: Photograph shows piles of broken concrete along with concrete blocks and bricks setting in the northcentral region of the site. Note that some of the broken concrete has paint on them.



Date: September 17, 2009
Time: 11:36 am
Direction: Northeast
Photo by: Rich Johnson
Exposure #: 012
Comments: Photograph shows a pile of broken concrete and concrete blocks located in the northcentral region of the site. Note that some of the broken concrete has paint on them.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:36 am
Direction: Northeast
Photo by: Rich Johnson
Exposure #: 013
Comments: Photograph shows a pile of broken concrete and concrete blocks located in the northcentral region of the site. Note a few of the broken concrete pieces have paint on them.



Date: September 17, 2009
Time: 11:37 am
Direction: North/northeast
Photo by: Rich Johnson
Exposure #: 014
Comments: Photograph shows a pile of broken concrete s located in the northcentral region of the site. Note a few of the broken concrete pieces have paint on them, and one has remnants of green carpeting.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:38 am
Direction:
West/northwest
Photo by: Rich Johnson
Exposure #: 015
Comments: Photograph shows a pile of broken concrete and concrete blocks located in the northcentral region of the site. Note a few of the broken concrete pieces have paint on them.



Date: September 17, 2009
Time: 11:38 am
Direction: North
Photo by: Rich Johnson
Exposure #: 016
Comments: Photograph shows a pile of broken concrete and soil located in the northcentral region of the site. Note a few of the broken concrete pieces have paint on them.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:39 am
Direction: Northeast
Photo by: Rich Johnson
Exposure #: 017
Comments: Photograph shows part of the area in the northeast region where concrete has been cleaned out of concrete mixing trucks.



Date: September 17, 2009
Time: 11:42 am
Direction: South
Photo by: Rich Johnson
Exposure #: 018
Comments: Photograph shows broken glass piled in the eastcentral region of the site.

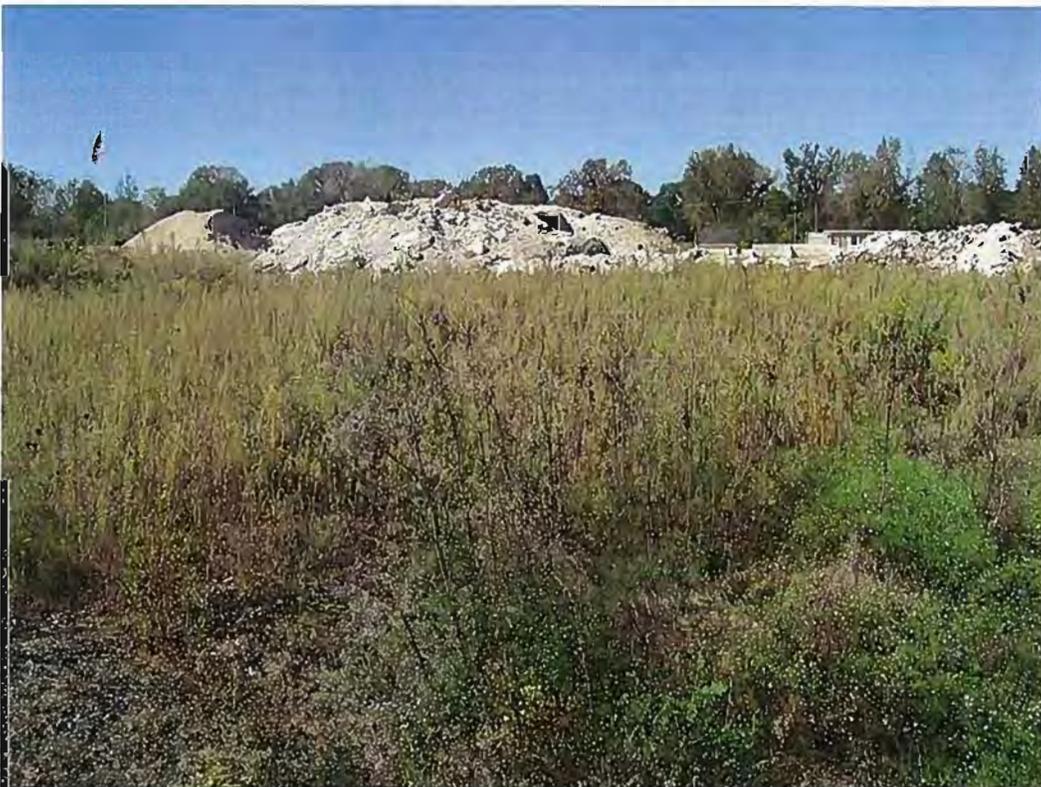
File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:42 am
Direction: Southwest
Photo by: Rich Johnson
Exposure #: 019
Comments: Photograph shows broken glass piled in the eastcentral region of the site. Note in the background a conveyor set up with a concrete crusher.



Date: September 17, 2009
Time: 11:42 am
Direction: West/southwest
Photo by: Rich Johnson
Exposure #: 020
Comments: Photograph shows piles of broken concrete in the central/eastcentral region of the site.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:42 am
Direction: Northwest
Photo by: Rich Johnson
Exposure #: 021
Comments: Photograph shows piles of broken concrete in the central/eastcentral region of the site.



Date: September 17, 2009
Time: 11:44 am
Direction: North
Photo by: Rich Johnson
Exposure #: 022
Comments: Photograph shows broken glass piled in the eastcentral region of the site.

File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 11:47 am
Direction: East
Photo by: Rich Johnson
Exposure #: 023
Comments: Photograph shows broken glass piled in the eastcentral region of the site.



Date: September 17, 2009
Time: 11:51 am
Direction: West
Photo by: Rich Johnson
Exposure #: 024
Comments: Photograph shows an area in the southwest region of the site where open dumped refuse had been observed during the previous inspection of the site.

File Names: 1678220075~09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 12:01 pm
Direction: East
Photo by: Rich Johnson
Exposure #: 025
Comments: Photograph shows an area in the southcentral region of the site where concrete from concrete mixing trucks had previously been observed. Note that the concrete has been dug out and soil below the concrete excavated.



Date: September 17, 2009
Time: 12:01 pm
Direction: West/northwest
Photo by: Rich Johnson
Exposure #: 026
Comments: Photograph shows an area in the southcentral region of the site where a pile of dimensional lumber had been located on the last inspection. Note the lumber is gone.

File Names: 1678220075-09172009-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: September 17, 2009
Time: 12:17 pm
Direction: Southeast
Photo by: Rich Johnson
Exposure #: 027
Comments: Photograph shows a few left over items from when the aggregate mix plant was operating in the northwest region of the site.

1678220075~09172009.docx

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NOV 12 2009

STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

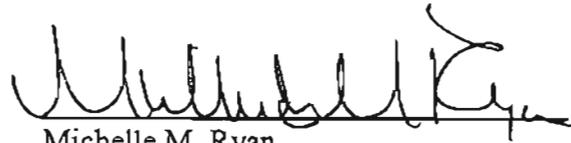
I hereby certify that I did on the 9th day of November 2009, send ~~By Certified Mail Return Receipt Requested~~ with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Info Corner Materials, Inc.
c/o Delmar Donley
P.O. Box 258
6750 Donley Lane
Sherman, IL 62684-0258

ORIGINAL

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by 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
Special Assistant Attorney General

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