

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

KCBX TERMINALS COMPANY,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

PCB No. 14-110
(Air Permit Appeal)

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MAR 24 2014

STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING



ORIGINAL

To: *Via Federal Express*
Katherine D. Hodge
Edward W. Dwyer
Matthew C. Read
Hodge Dwyer & Driver
3150 Roland Avenue
Springfield, IL 62705

Via Hand Delivery
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601

PLEASE TAKE NOTICE that on the 24th day of March, 2014, the attached Administrative Record was filed with the Illinois Pollution Control Board, a true and correct copy of which is attached hereto and is hereby served upon you.

PEOPLE OF THE STATE OF ILLINOIS,
ex rel. LISA MADIGAN, Attorney General
of the State of Illinois

By: 
Kathryn A. Pamerter
Christopher J. Grant
Assistant Attorneys General
Environmental Bureau
69 W. Washington St., 18th Floor
Chicago, IL 60602
(312) 814-0608
(312) 814-5388

DATE: March 24, 2014



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506-(217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL
7012 0470 0001 3002 2506

PERMIT DENIAL

January 17, 2014

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

Application No.: 07050082
I.D. No.: 031600GSF
Applicant's Designation:
Received: July 23, 2013
Construction of: Conveyor Addition
Location: 10730 South Burley Avenue, Chicago, Cook County,
60617

The Illinois EPA has reviewed your application for Construction Permit for the above referenced project. The permit application is DENIED because Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code 201.152, 201.160(a), 212.301, and 212.321 might be violated.

The following are specific reasons why the Act and the Rules and Regulations may not be met:

- 1a. 35 Ill. Adm. Code 201.152 specifies minimum data and information to be contained in a construction permit application. This application did not contain this information and the Illinois EPA could not determine compliance with the Illinois Environmental Protection Act (Act) and Regulations.
- b. Specifically, the following information must be provided in order for the Illinois EPA to determine compliance of the ten portable conveyors, one box hopper, and one stacker with the regulations:
 - i. information concerning processes to which the emission unit or air pollution control equipment is related;
 - ii. the quantities and types of raw materials to be used in the emission unit or air pollution control equipment;
 - iii. the nature, specific points of emission and quantities of uncontrolled and controlled air contaminant emissions at the source that includes the emission unit or air pollution control equipment;

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R-000001

- iv. the type, size, efficiency and specifications (including engineering drawings, plans and specifications) of the proposed emission unit or air pollution control equipment; and
 - v. maps, statistics and other data reasonably sufficient to describe the location of the emission unit or air pollution control equipment
2. Pursuant to 35 Ill. Adm. Code 201.160(a)(1), no construction permit shall be granted unless the applicant submits proof to the Illinois EPA that the emission unit or air pollution control equipment will be constructed or modified to operate so as not to cause a violation of the Illinois Environmental Protection Act or of Title 35: Environmental Protection, Subtitle B: Air Pollution, Chapter I: Pollution Control Board.
3. The application does not show compliance with 35 Ill. Adm. Code 212.301 (Fugitive Particulate Matter). Based upon the observations made by the Division of Air Pollution Control's field staff and citizen pollution complaint forms, emissions from the source may violate 35 Ill. Adm. Code 212.301.
4. The application does not show whether the particulate matter emissions from the ten portable conveyors, one box hopper, and one stacker will comply with 35 Ill. Adm. Code 212.321. As the application did not include data that would prove the actual emission levels, pursuant to 35 Ill. Adm. Code 201.122, or any other information that could be used to estimate emissions, the Illinois EPA could not assess whether these emission units have a particulate matter emission rate at levels below which would be allowed by this rule.
- 5a. Pursuant to Section 39(c) of the Act, except for those facilities owned or operated by sanitary districts organized under the Metropolitan Water Reclamation District Act, no permit for the development or construction of a new pollution control facility may be granted by the Illinois EPA unless the applicant submits proof to the Illinois EPA that the location of the facility has been approved by the County Board of the county if in an unincorporated area, or the governing body of the municipality when in an incorporated area, in which the facility is to be located in accordance with Section 39.2 of the Act. For purposes of Section 39(c) of the Act, and for purposes of Section 39.2 of the Act, the appropriate county board or governing body of the municipality shall be the county board of the county or the governing body of the municipality in which the facility is to be located as of the date when the application for siting approval is filed.
- b. Pursuant to Section 3.330 of the Act, "Pollution control facility" is any waste storage site, sanitary landfill, waste disposal site, waste transfer station, waste treatment facility, or waste incinerator.

- c. Based upon the observations made by the Bureau of Land's field staff, storage pile #8 was determined to be a waste pile due to vegetative growth observed during the inspection conducted on November 6, 2013.
6. The denial of this application for the stated reasons does not change the status of the previously issued permit for the equipment and operations that this application covers.

The Illinois EPA will be pleased to review a reapplication for this permit that includes the necessary information and documentation to correct the deficiencies noted above. In accordance with 35 Ill. Adm. Code 201.152, this reapplication may incorporate by reference the data and information submitted to the Illinois EPA in the original permit application, provided that you certify that the data and information previously submitted remains true, correct and current. The reapplication will be considered filed on the date it is received by the Illinois EPA and will constitute a new permit application for purposes of Section 39(a) of the Act. Three copies of this information must be submitted and should reference the application and I.D. numbers assigned above.

If you have any questions on this, please call Michael Dragovich at 217/785-1705.


Raymond E. Pilapil
Acting Manager, Permit Section
Division of Air Pollution Control

Date Signed: 1/17/14

^{EWB}
REP:MJD:psj

cc: Illinois EPA FOS, Region 1
Eric Jones, Illinois EPA Compliance Section

PERMIT CALCULATION SHEET (02-21-07)

Facility: KCBX Terminals Company Anal. Eng.: Mike Dragovich Date: 1-17-2014 Rev. Eng.: _____ Date: _____	I.D.: 031600GSF P.N.: 07050082 Date Rec.: 07/23/2013
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Section 1: Identify noted File Traveler Sheet and ICEMAN source information that may affect permit issuance; if active VN indicate if Compliance is ok with issuance of a permit or NOI/Denial letter:

A review of the ICEMAN database on 12-18-2013 shows no flags for violations for 9a violations. However, source is located in an area with >=30% minority population and >=20% poverty.

LEGAL:	None
FOS FLAG:	None
CROPA:	None
Other	Brad Frost, source is located in an area with >=30% minority population and >=20% poverty.

Section 2: Identify type of permit and brief summary of application/permit history if submitted in response to a NOI/Denial letter or to request revision to an existing permit:

Source is applying for a revised construction permit to add ten conveyors, one stacking conveyor, and one portable hopper to the operation.

Section 3: Description of the source with an itemized list of emission units and pollution control equipment included in the application. If for an operating permit, list all existing and proposed units and equipment that the operating permit will need to address:

The facility is a bulk material handling facility. The materials handling includes coal and salt. The material is received and unloaded to the facility 10% truck, 25% barge, and 65% rail. The materials are conveyed to storage piles and than conveyed to be loaded out via truck, rail, and barge from the previous permit issued in 2007. The facility is requesting a throughput limit of 11.0 million tons/year of coal and 250,000 tons/year of salt for a total of 11.25 million s tons/year of material throughput. The source is requesting add conveyors run by diesel generators

Note: The facility is located in The Chicago non-attainment area for PM-10. After conversation with Chris Romaine, Chicago Coke no longer exists.

List of emission units to be listed on the revised construction permit:

- Two (2) Rail Unloaders (RU-1 and RU-2);
- Truck Unloading (TU-1);
- Twelve (12) Fixed Conveyors (FC-1, FC-2, FC-3, FC-4, FC-5, FC-6, FC-7, FC-8, FC-9, FC-10, FC-11, and FC-12);
- Twenty (20) Portable Conveyors (PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11, PC-12, PC-13, PC-14, PC-15, PC-16, PC-17, PC-18, PC-19, PC-20, PC-21, and PC-22);
- Two (2) Portable Hopper (PH-1 and PH-2);
- One (1) Portable Feeder (PF-1);
- One (1) Rental Portable Crusher/Screen (PCS-1);
- Five (5) Stacking Conveyors (SC-1, SC-2, SC-3, SC-4, and SC-5);
- Two (2) 779 bhp Diesel-Powered Generators (DG-1 and DG-2);
- Six (6) 118 HP Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8)
- One (1) 400 HP Diesel-Powered Generator (DG-9);
- One (1) 375 HP Diesel-Powered Generator (DG-10); and
- Bulk Material Storage Piles

Section 4: Identify the proposed type(s) and maximum actual operating quantities and rates of pollutant containing materials to be used/processed/produced that will be included in permit:

AP42 13.2.4 revised Nov 2006 emission factor was calculated

$$E = k (0.0032) (U/5)^{1.3} (M)^{-1.4}$$

$$U = 16.4$$

$$m = 18.3$$

$$K = 74 \text{ for PM and } 0.35 \text{ for PM-10}$$

The emission factor for coal 0.0.0005 lb/ton for PM for coal, coke, and salt
 0.00024 lb/ton for PM-10 for coal, coke, and salt

For screening k=1 for PM and 0.5 for PM-10
 The emission factor for screening 0.00067 lb/ton for PM
 0.00034 lb/ton for PM-10 for coal, coke, and salt

For crushing k=4.9 for PM and 1.5 for PM-10
 The emission factor for screening 0.0.0033 lb/ton for PM
 0.00101 lb/ton for PM-10 for crushing

11,000,000 tons/year * 0.0005 lb/ton * (1-50%)* 42.7 transfer *1 ton/2000 lbs = 58.7 tons/year of PM for coal and coke

Note 50% control efficiency requested for moisture on everything but salt was used in calculation the emissions.

For calculating the emission of the generator sets used on the conveyors and other equipment the emission factor from 40 CFR Part 60 subpart IIII refers to 40 CFR part 89.112 table 2. The emissions for the various engine sizes based on horse power (hp) were to calculate the emissions.

Co for a 300 hp engine has an emission factor from tier 3 of 3.5 g/KW-hr

3.5 g/KW-hr convert to lb/hp-hr
 3.5 g/KW-hr * 1 lb/ 454 grams * 1KW/1.34 hp = 0.00575 lb/hp-hr

The Generators used on various conveyors and other emission units have horse power rating of 779, 118, 375, and 400. 40 CFR part 89.112 table 2 was used to calculate emissions and PM= PM-10 was used as submitted an application for PM-10. See tables in permit. Each table is based on:

Hp rating and the emissions are based on emission factor * number of hours each unit * Number of units = emissions in tons/year
 Monthly emissions are based on 1/10 annual emissions

Based on the throughput of coal of 11 million tons and 250,000 tons for salt material storage pile emissions were calculated

- 14a. The total amount of materials handled through the transloading facility shall not exceed 1.13 million tons/month and 11.25 million tons/year as measured by the amount of materials shipped from the facility.
- b. Materials handled by truck shall not exceed 175,000 tons/month and 1,750,000 tons per year (includes coal inbound/outbound via truck).
- c. Emissions and operation of the transloading facility shall not exceed the following limits:
 - i. Material Storage Piles and Transfer and Conveying, and Loadout:

Process	Material Throughput**		PM Emissions			PM ₁₀ Emissions		
	(Ton/Mo)	(Ton/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)
Coal & Coke*	1,100,000	11,000,000	0.00064	12.21	102.08	0.0003	4.79	47.85
Incidental Soil Crushing*	30,660	306,600	0.0033	0.03	0.25	0.00101	0.01	0.08
Incidental Soil Screening*	30,660	306,600	0.00067	0.01	0.05	0.00034	0.01	0.03
				Totals 102.38				47.96

control for wet suppression

** Throughput is measured by the amount of material shipped from the site.

- ii. These limits are based on the maximum materials throughput of 11.25 million tons per year with at most 1,750,000 tons/year handled by trucks, and standard emission factors (Table 13.2.4, AP 42, Fifth Edition, Volume I, November 2006 with U = 16.4 and M = 18.3).
- iii. The above limitations contain revisions to previously issued Permits 03100038 and 06040012. The source has requested that the Illinois EPA establish conditions in

CALCULATION SHEET

this permit that allow various refinements from the conditions of the aforementioned permit. The source has requested these revisions and has addressed the applicability and compliance of Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. These limits continue to ensure that the construction and/or modification addressed in this permit does not constitute a new major source or major modification pursuant to these rules. These limits are the primary enforcement mechanism for the equipment and activities permitted in this permit and the information in the construction permit application contains the most current and accurate information for the source. Specifically, the source's permitted annual throughput is being increase from 11.0 million tons per year to 11.25 million tons per year and the permitted emissions of PM₁₀ are being increases from 12.5 tons per year to 49.24 tons per year.

d. Emissions and operation of the two 581 kW (779 HP) Diesel-Powered Generator (DG-1 and DG-2) combined shall not exceed the following:

- i. The diesel-powered generator runtime shall not exceed 770 hours/month and 7,700 hours/year from the two generators combined.
- ii. Emissions from the two diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission</u>	<u>Emissions</u>	
	<u>Factor</u> <u>(lb/HP-Hour)</u>	<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00575	1.72	17.25
Nitrogen Oxides (NO _x) *	0.00999	3.00	29.96
Particulate Matter (PM)	0.00033	0.10	0.99
Particulate Matter-10 (PM ₁₀)	0.00033	0.10	0.99
Sulfur Dioxide (SO ₂) **	0.00040	0.12	1.20
Volatile Organic Material (VOM)	0.00053	0.16	1.59

These limits are based on the emission factors for units with power rating greater than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

* The NO_x emission factor is based on 95% of the NMHC + NO_x standard as described in Table B-22 of "The Carl Moyer Program Guidelines", California Air Resources Board, November 2005.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and the standard emission factor for SO₂ (Table 3.4-1, AP-42 Fifth Edition, Volume I, Supplement B, October 1999).

e. Emissions and operation of the six 88 kW (119 HP) Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8) combined will not exceed the following:

- i. The diesel-powered generators runtime shall not exceed 1,800 hours/month and 18,000 hours/year from the six generators combined.
- ii. Emissions from the six diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission</u>	<u>Emissions</u>	
	<u>Factor</u> <u>(lb/HP-Hour)</u>	<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00815	0.87	8.66
Nitrogen Oxides (NO _x)	0.015	1.59	15.93
Particulate Matter (PM)	0.0005	0.05	0.53
Particulate Matter-10 (PM ₁₀)	0.0005	0.05	0.53
Sulfur Dioxide (SO ₂)	**	0.03	0.32
Volatile Organic Material (VOM)	0.00033	0.04	0.35

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

$$18,000 \text{ hour/year} \times 10 \text{ gallons/hour} \times 7.1 \text{ lbs/gallon} \times 0.05\% \text{ S} / 2,000 \text{ lbs/gallon} = 0.32 \text{ tpy}$$

f. Emissions and operation of the 280 kW (375 HP) Diesel-Powered Generator (DG-10) shall not exceed the following:

- i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.
- ii. Emissions from the diesel-powered generator shall not exceed:

Pollutant	Emission	Emissions	
	Factor (lb/HP-Hour)	(Tons/Month)	(Tons/Year)
Carbon Monoxide (CO)	0.00573	0.38	3.76
Nitrogen Oxides (NO _x)	0.015	0.98	9.84
Particulate Matter (PM)	0.0003	0.02	0.20
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.20
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00033	0.02	0.22

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

$$3,500 \text{ hours/year} \times 10 \text{ gallons/hour} \times 7.1 \text{ lbs/gallon} \times 0.05\% \text{ S} / 2,000 \text{ lbs/gallon} = 0.06 \text{ tpy}$$

g. Emissions and operation of the 298 kW (400 HP) Diesel-Powered Generator (DG-9) shall not exceed the following:

- i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.
- ii. Emissions from the diesel-powered generator shall not exceed:

Pollutant	Emission	Emissions	
	Factor (lb/HP-Hour)	(Tons/Month)	(Tons/Year)
Carbon Monoxide (CO)	0.00573	0.40	4.01
Nitrogen Oxides (NO _x)	0.015	1.05	10.50
Particulate Matter (PM)	0.0003	0.02	0.21
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.21
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00033	0.02	0.23

These limits are based on the emission factors for units with power rating less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the

CALCULATION SHEET

allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

3,500 hour/year x 10 gallons/hour x 7.1 lbs/gallon x 0.05% S / 2,000 lbs/gallon = 0.06 tpy

- h. Compliance with the annual limits of this permit shall be determined on a monthly basis from the sum of the data for the current month plus the preceding 11 months (running 12 months total).

Emission limits request in the draft permit were listed on the final permit. These limits may be slightly different than the limits listed on the spread sheets.

See spreadsheets

Section 5: Identify the proposed type(s), quantities and rates of maximum actual operating emissions for the source to be included in the permit including the units/controls proposed. Identify the source(s) of the emission factors used:

See section 4.

Section 6: Identify the source's potential-to-emit (PTE) including any proposed additions/revisions. Show calculations or reference where in application or file PTE is satisfactorily presented. Emissions from 35 IAC 201.146 exempt units must be included in PTE calculations:

The facility's application used emission factors from AP-42 13.2

Under the Act 39.5 PM-10 for nonattainment areas classified as serious
Application Requested a FESOP indicating Nox and PM-10 emissions for PTE makes the source major.

Section 7: List potentially applicable State and Federal (NSPS and NESHAP) regulations and indicate if application demonstrated those regulations would not be violated by construction and/or operation of equipment/units/processes in application:

35 Ill. Adm. Code 212.321 process emission rate rule

35 Ill. Adm. Code 212.314 10% opacity 212.314

212.309

35 Ill Adm. Code 212.321 Process emission units

35 Ill. Adm. Code 212.302 geographical areas cook county is one and the facility SIC code in application of 2999 therefore 304-310 apply

35 Ill. Adm. Code 212.316 certain area. From 212324

35 Ill. Adm. Code 212.324 facility is located in Lake Calumet area.

35 Ill. Adm. Code 212.316 Certain geographical areas

35 Ill. Adm. Code 214.122 sulfur dioxide

35 Ill. Adm. Code 214.301 sulfur dioxide 2000 ppm

35 Ill. Adm. Code 214.304 sulfur dioxide Chicago

40 CFR Part 60 Subpart IIII which refers to table 2 in 40 CFR 89.112 table 2

Exemption:

40 CFR 60 Subpart Y for coal processing facility. The facility is not reducing the size of coal or separating the coal from refuse.

40CFR Part 60 Subpart OOO crusher is less than 150 tons/hour for portable or 25 tons/hour permanent

Section 8: Conclusions and recommendations. Indicate your final recommendation (e.g., NOI, denial, issue permit with conditions, etc.) and indicate reason(s) for that action:

Sheet 5 of 6

It is recommended that this revised construction be granted. This permit allows operation until final action is taken on the FESOP. The source applied for a FESOP because the facility is major for NOx and PM-10. The construction permit was revised to add ten conveyors, one stacking conveyor, and one portable hopper to the operation with no increase in permit emissions from the previous permit.

It is recommended that this permit denial be issued. Application did not contain minimum data and information in a construction permit to add ten conveyors, one stacking conveyor, and one portable hopper types of raw materials that will be handled, 35 Ill. Adm. Code 212.301 emissions beyond the property line, and 35 Ill. Adm. Code 212.321 process emission rate for the new emission units in this construction permit.

PERMIT REVIEW TRAVELER SHEET

I.D. # 031600GSF	Source Name KCBX Terminals Company	Date Received 7-23-2013
Application # 07050082	Location Chicago	Date Opened 7-24-2013

Program TITLE V	Type CONSTRUCTION	Title V Type
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Flag	Date	Section	Contact	Expiration Date
	5-14-2013	PMT	FROST, BRAD	12-31-2050

Emissions(Tons/Year)	CO	NOX	PM	SO2	VOM	Total HAP	Highest Single HAP
Current Allowable Rates	33.67	66.22	104.31	1.64	2.39		
Project/Total Increase							

Initial Completeness	Analyst	Unit Manager	Date of Determination	Application Complete?
CAAPP Completeness <input type="checkbox"/> N/A				<input type="checkbox"/> Yes <input type="checkbox"/> No
Fee Completeness <input type="checkbox"/> N/A				<input type="checkbox"/> Yes <input type="checkbox"/> No
Technical Completeness				<input type="checkbox"/> Yes <input type="checkbox"/> No

Welcome Phone Call to Permit Applicant

Date	Contact Name	Telephone#	Was Additional Information Requested?

For Incomplete Applications Type of Letter Sent	Analyst	Unit Manager	Date Issued	Number of Items Requested (or Amount of Fee Requested)
Notice of Additional Fees:				\$
Notice of Incompleteness(NOI)				
Request for Additional Information(RAI)				
All Required Information Received?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	Date Received	
Notice of Intent to Deny CAAPP				

Permit Processing	Analyst	Date	Unit Manager	Date
Draft Prepared for Unit Manager Review & Comments Returned to Analyst				
Final Draft Sent to Applicant for Comments				
Submitted to Word Processing	MJD/RWB	1/17/2014		
Draft Permit to Community Relations <input type="checkbox"/> N/A				
Public Comment Period Initiated				
Public Hearing Date <input type="checkbox"/> N/A				
Public Comment Period Completed <input type="checkbox"/> N/A				
45 Day USEPA Comment Period <input type="checkbox"/> N/A				
USEPA Comments Received <input type="checkbox"/> Yes <input type="checkbox"/> No				
Responsiveness Summary Completed <input type="checkbox"/> N/A				
Public Participation Completed				
Final Action (Fill in One)	Analyst	Date	Unit Manager	Date
<input type="checkbox"/> Permit Not Required				
<input type="checkbox"/> Grant				
<input checked="" type="checkbox"/> Deny	Mike Dragovich	1/17/2014	RWB	1/17/2014

Mail-Out	<input checked="" type="checkbox"/> District Office	<input type="checkbox"/> Public Participation List	<input type="checkbox"/> Cook County	<input type="checkbox"/> Health Dept
	<input type="checkbox"/> Enforcement	<input type="checkbox"/> Other	Init. BD	Date 1-17-14

Permit Electronically Sent to	Applicant	CES	DLC	Community Relations	USEPA	AQPS	FOS
Person Sending (Initials)		BWB	RWB	RWB			

A copy of the Denial letter has been sent to Sigal + CASH by Bob. Submitted.



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

January 13, 2014

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF

Dear Mr. Pilapil:

I am writing on behalf of my client, KCBX Terminals Company ("KCBX"), in response to your letter dated December 10, 2013 ("Letter"). By letter dated December 18, 2013, KCBX requested an extension of time to respond to "the additional information" that the Illinois EPA intended to consider in making a factual decision regarding the Construction Permit Application referenced above. And, on December 20, 2013, Illinois EPA granted KCBX's request for an extension of time. KCBX sincerely appreciates your cooperation in this matter.

As a preliminary matter, KCBX has had the opportunity to review the additional information provided by Illinois EPA, which consists of: Reports of Inspections on September 5, 11, and 13, November 6 and 19, 2013, and Citizen Complaint Forms received from Illinois EPA, with letter dated December 17, 2013. We assume that these documents, along with the cited Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, and the Violation Notices (L-2013-01304 and L-2013-01305) issued by the

3150 ROLAND AVENUE & POST OFFICE BOX 5776 & SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000011

Mr. Raymond E. Pilapil
January 13, 2014
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Illinois EPA's Bureau of Land, contain all of the additional information, outside of the permit record, to be considered. Please let us know if there is any other additional information upon which the Illinois EPA intends to rely that is outside of the permit record.

Background

As set forth in KCBX's July 23, 2013 application requesting the Revision to the Revised Construction Permit No. 07050082 ("Application"), KCBX is requesting the relocation of ten (10) Portable Conveyors, one (1) Box Hopper, and one (1) Stacker (collectively "Equipment"), from KCBX's North location in Chicago to KCBX's South location in Chicago. Application for Revision to the Revised Construction Permit No. 07050082, dated July 23, 2013. Also, as set forth in the Application, KCBX is not requesting any changes to the annual and monthly throughput limitations and/or the emission limitations in the Revised Construction Permit, and/or to the related testing, monitoring, recordkeeping and reporting requirements. Similarly, KCBX is not requesting any changes to any other applicable requirements in the Revised Construction Permit.

The Illinois Environmental Protection Agency ("Illinois EPA" or "Agency") previously permitted the construction and operation of the Equipment at KCBX North, most recently in the FESOP issued on April 18, 2013, and KCBX currently uses the Equipment at KCBX North to relocate coal and petroleum coke to and from staging piles. KCBX would use the Equipment for exactly the same purpose at KCBX South. Moreover, KCBX has advised the Illinois EPA on multiple occasions that it intends to operate KCBX North and KCBX South as a single source, and has filed applications, which have been pending for approximately one year, so as to effectuate single source status for permitting purposes.

Standard for Issuance

As you know, the Illinois Environmental Protection Act provides that "it shall be the duty of the [Illinois EPA] to issue such a permit [to construct, install or operate] upon proof by the applicant that the facility, equipment, vehicle, vessel, or aircraft will not cause a violation of this Act or of regulations hereunder." 415 ILCS 5/39(a). Accord 35 Ill. Admin Code 201.160(a) (as to construction permits).

Your Letter implies that the Agency is concerned that moving the Equipment at issue from KCBX North to KCBX South would cause a violation of the Act or regulations. For the reasons set forth below, KCBX respectfully disagrees and urges the Agency to issue the requested revision to the Revised Construction Permit.

Illinois EPA May Not Rely on Alleged Violations of the Act as a Basis to Deny the Permit

First, Section 39(a) provides that the Agency may, when determining whether to grant a permit, "consider *prior adjudications* of noncompliance with this Act by the applicant that involved a release of a contaminant into the environment." 415 ILCS 5/39(a) (Emphasis added.)

Mr. Raymond E. Pilapil
January 13, 2014
Page 3

An "adjudication" occurs only after notice and an opportunity for all parties to present evidence, and a court of competent jurisdiction or the Board renders finding of a non-compliance. This indicates that the claims of all the parties have been considered and set at rest.

Board and Illinois Appellate Court decisions have made it clear that the Agency is prohibited from denying a permit on the basis of alleged violations of the Act (or regulations promulgated thereunder). In *Environmental Protection Agency v. Pollution Control Board*, 252 Ill. App. 3d 828, 624 N.E.2d 402, 404 (3rd Dist. 1993), the court upheld a Board order that found the Agency had improperly denied permits solely on the basis of alleged violations of the Act. The Court noted with approval the Board's finding that "procedures for permit denial and enforcement of the Act are separate and distinct." *Id.* at 404. See also *Wells Manufacturing v. Illinois Environmental Protection Agency*, 195 Ill. App. 3d 593, 552 N.E.2d 1074, 1078 (1st Dist. 1990) (Court held that it was improper for the Agency to deny an applicant a permit based upon alleged violations of the Act.) In *Wells*, the Court noted: "Common sense dictates that a refusal to renew an operating permit on the basis that the applicant *may* be violating section 9(a) of the Act (Ill. Rev. Stat. 1985, ch. 111 1/2, par. 1009(a)) should be subject to the same or similar standards as those used to deny an operating permit because the applicant is actually charged with violating section 9(a)." *Id.* at 1078. It is clear that in rendering its permit decisions, the Agency must rely upon facts, not unproven allegations, vague supposition, and mere conjecture.¹

From the above, it is clear that the Agency may not rely on allegations that KCBX has violated the Act – whether such allegations are made in: a) Illinois Attorney General's November 4, 2013 Complaint; b) the Inspection Reports compiled by the Bureau of Air; c) the Bureau of Land's Violation Notices; and/or d) in "pollution complaint forms" – as a basis to deny the Permit. Each of these documents that is now being considered by the Agency, as referenced in the Agency's Letter, constitutes allegations, no more. Further, as demonstrated below, neither individually nor in the aggregate does any "information" contained in these documents demonstrate that granting the application requesting the Revision to the Revised Construction Permit No. 07050082, i.e. for the relocation of certain equipment from KCBX North to KCBX South, would cause a violation of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and/or 35 Ill. Adm. Code Part 212, Subparts K and U.

Authorizing KCBX to Relocate the Equipment from KCBX North to KCBX South will Not Cause a Violation of the Act or Regulations

Second, granting KCBX's application to relocate the Equipment from its North facility to its South facility will not lead to a violation of the Act or of the regulations. As noted above, Illinois EPA granted a FESOP on April 18, 2013, allowing the operation of the Equipment at KCBX's North location, which is located approximately 1 1/2 miles north of KCBX South.

¹ Effective January 1, 2004, Section 39(a) of the Act was amended to authorize the Agency to consider "prior adjudicated violations" in making its determinations on permit applications. See P.A. 93-0575. This amendment in no way altered the prohibition in *Wells et al.* cited herein against the Agency relying upon allegations of violations of the Act or regulations, to make its permit determinations.

Mr. Raymond E. Pilapil

January 13, 2014

Page 4

(Again, the two sites are a single source for purposes of air permitting.) Thus, Illinois EPA has already determined that the operation of the Equipment at KCBX North would not cause a violation of the Act or regulations; otherwise, Illinois EPA would not have been able to grant the FESOP. KCBX North personnel currently use the Equipment to relocate product to and from staging piles at the North site. In its Application, KCBX does not propose to modify the Equipment or how it is used. KCBX South personnel would use the Equipment in exactly the same way it is used at KCBX North. There is nothing about the operations at KCBX South that would support a conclusion that the use of the Equipment at KCBX South would somehow cause a violation of the Act or regulations, especially when the Illinois EPA has already determined that the operation of the same Equipment at KCBX North, for the same purpose, is not a concern.

Moreover, as discussed on multiple occasions with Illinois EPA personnel, since acquisition in December 2012, KCBX has made significant investments in, and implemented a number of dust suppression improvements at, KCBX South, including pile management procedures and surfactant application capability. KCBX also designed and installed an advanced, programmable water cannon system to even further control dust emissions, which system commenced operation in early November 2013. The new system consists of forty-two oscillating water cannons mounted on sixty-foot high poles that operate on a computer-controlled, pre-programmed schedule to apply up to 1,800 gallons of water per minute to the entire storage area at the site. This system at KCBX South is at least as robust as the water spray system in place at KCBX North, where Illinois EPA already has concluded that the Equipment can operate with no concern.

The Factual Allegations in the Documents and Legal Actions Referenced by Illinois EPA do Not Support Denying KCBX's Request to Relocate the Equipment from KCBX North to KCBX South

Third, no factual allegations in the documents referenced by Illinois EPA would support a finding that moving the Equipment from KCBX North to KCBX South will result in a violation of the Act.

- Inspection Reports

The Inspection Reports referenced in your Letter do not justify Illinois EPA denying KCBX's request to relocate the Equipment from KCBX North to KCBX South.

The reports of the Illinois EPA inspections that occurred on September 5, 2013, November 6, 2013, and November 19, 2013, do not allege any emissions of particulate matter at KCBX South. Thus, the information contained in these inspection reports supports the conclusion that Illinois EPA should grant the Permit application.

The reports of Illinois EPA inspections on September 11 and 13, 2013, do allege some air emissions, but the fact that some emissions may have occurred is irrelevant – Illinois law and the facility's permit authorize some emissions, e.g. of up to 10% opacity as determined in

Mr. Raymond E. Pilapil
January 13, 2014
Page 5

accordance with 35 Ill. Admin. Code 212.107. The alleged emissions are reported as minor and sporadic, and there are no allegations in these reports that would support the conclusion that any emissions at the facility were present "in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property" so as to cause "air pollution," and thus a violation of Section 9(a) of the Act. See 415 ILCS 5/3.115, 9(a). More specifically, there are no facts alleged that would support the conclusion that moving the Equipment from KCBX North to KCBX South will lead to a violation of the Act or the Regulations. This is especially true given that these inspections occurred before the improved water cannon system at KCBX South became operational in November 2013, as noted above.

Also, while the reports of the initial inspections (i.e., September 5, 11, and 13, 2013) allege certain deficiencies in the fugitive particulate operating program ("FPOP") at KCBX South, such alleged deficiencies are not a sufficient basis for a permit denial. First, they are allegations of legal noncompliance, which allegations Illinois EPA cannot consider when deciding whether to grant or deny the Permit application. Second, even assuming (for argument) that there were deficiencies in the FPOP, on November 1, 2013, KCBX provided an updated FPOP for KCBX South, with Figure 1 that contained considerable enhancements. Also, on November 1, 2013, KCBX notified the Illinois EPA that the new cannon system at KCBX South (referenced above), which included 42 cannons, was operational on a full manual and/or limited automated basis. In fact, the Illinois EPA's reports of the inspections conducted on November 6 and 19, 2013, specifically reference and describe the new water cannon system installed and in operation at the site as well as other other improvements. Importantly, these subsequent inspection reports do not include any allegations of violations.

Thus, the Illinois EPA may not rely upon the cited Inspection Reports as a basis to deny the relocation of the Equipment from KCBX North to KCBX South.

- Complaint Forms

Likewise, the pollution complaint forms ("Complaint Forms") referenced in your Letter do not justify Illinois EPA denying KCBX's request to relocate the Equipment from KCBX North to KCBX South. Again, Illinois EPA may not rely on allegations that KCBX has violated the Act as a basis to deny the Permit.

Further, in summary, the Complaint Forms include only general and vague comments of emissions of particulate matter in the area, and are lacking in any specific facts related to and/or descriptions of events, locations, dates, times, etc. In fact, many of the forms have no information at all in the section related to a description of an event, i.e., that section of the forms are blank.

The Illinois Pollution Control Board has held that in order to properly plead a Section 9(a) violation a complaint must set forth specific facts regarding the alleged injury or interference caused by the contaminant, including the dates of the injuries allegedly caused and

Mr. Raymond E. Pilapil
January 13, 2014
Page 6

to whom. Opinion and Order, PCB No. 08-96, *United City of Yorkville v. Hamman Farms*, slip op. at 21 (Oct. 16, 2008). The plaintiff must also plead ultimate facts on the dates or identify the "frequency and duration of the alleged [violation] and the nature and extent of the allegedly resulting interference." *Id.* Thus, even if the Illinois EPA could rely upon mere allegations of violations, the Complaint Forms, in total, contain no specific facts that would support even a valid allegation or claim of a Section 9(a) violation, and certainly provide no basis to deny the relocation of the Equipment from KCBX North to KCBX South.

- Complaint filed by the Illinois Attorney General

The Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013 (Complaint) contains two counts of mere allegations, without specific facts, that KCBX violated Section 9(a) of the Illinois Environmental Protection Act ("Act") 415 ILCS 5/9(a), and 35 Ill. Admin. Code §§ 210.310, 312. As set forth above, the Illinois EPA may not rely on alleged violations as a basis to deny the permit.

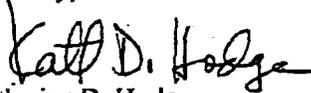
- Violation Notices issued by the Bureau of Land

Similarly, the Violation Notices (L-2013-01304 and L-2013-01305), issued by the Illinois EPA's Bureau of Land, contain mere allegations that KCBX (and KM Railways, LLC) violated certain provisions of the Act and regulations, claiming, again without specific facts, that Pile #8 "has been determined to be a waste." Illinois EPA may not rely on alleged violations as a basis to deny the permit.

Conclusion

The current deadline for Illinois EPA to grant the Permit application is January 20 2014. For all of the reasons set forth above, pursuant to Section 39(a), the Illinois EPA must issue the requested revision to the Revised Construction Permit No. 07050082 requested by KCBX by that date.

Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

Dragovich, Michael

From: Pilapil, Ray
Sent: Thursday, December 19, 2013 11:26 AM
To: Bernoteit, Bob; Dragovich, Michael
Cc: Armitage, Julie; Jones, Eric E.
Subject: FW: Pilapil Ltr - Wells Response
Attachments: Pilapil 01 Ltr - Wells Response.pdf

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

REVIEWER RDH

FYI

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Wednesday, December 18, 2013 4:59 PM
To: Pilapil, Ray
Cc: Pressnall, Chris; Morgan, James; Katherine D. Hodge
Subject: Pilapil Ltr - Wells Response

Mr. Pilapil:

Please see the attached response for your review.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

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HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE

E-mail: khodge@hddattorneys.com

December 18, 2013

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Initial Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. – KCBX:004

Dear Mr. Pilapil:

KCBX Terminals Company ("KCBX") is in receipt of your December 10, 2013 letter referenced above ("Letter"). The Illinois Environmental Protection Agency's ("Illinois EPA" or "Agency") decision to consider information outside of the Permit Application record for Construction Permit Application No. 07050082 ("Application") in making its determination to grant or deny the Application at this time is a disappointment. Most troubling are: 1) the fairness of the decision at this juncture in the permit process, *i.e.*, after KCBX granted several extensions to the Agency of its decision deadline for this Application; 2) the impossibly short amount of time offered to KCBX to respond to the Agency's plans; and 3) the Agency's delay in providing copies of the information to KCBX that the Agency has now determined to review outside of the Application in making its permit decision.

3150 ROLAND AVENUE ▲ POST OFFICE BOX 5776 ▲ SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 ▲ FACSIMILE 217-523-4948 ▲ WWW.HDDATTORNEYS.COM

R-000018

Mr. Raymond E. Pilapil
December 18, 2013
Page 2

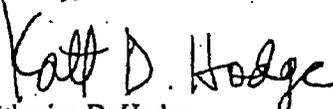
In the Letter, the Illinois EPA identifies the information outside of the Application that the Agency will now be reviewing as: "... inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms . . . as well as *other available information* [that allegedly] indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U."

During the pendency of our Application, and for some time now, we have requested that the Agency provide to us the inspection reports – some of which are many months old. In fact, we have made repeated requests for such information. Notwithstanding our requests for such information (and other information we have yet to receive, i.e., the alleged 50 citizen pollution complaint forms and *other available information*), and our many discussions regarding our five-month old Application, we are just now being advised that the Agency will be considering this extra-record material in connection with our Application. At this point, it is impossible for KCBX to review all of the additional information, and then to prepare and submit a meaningful response by the deadline offered, i.e., December 18, 2013.

For all of the above reasons, KCBX requests an extension of time until January 13, 2014 to respond to the additional information that the Illinois EPA intends to consider in making a factual decision regarding this Application. As you know, the current decision deadline for the Agency's action on this Application is December 20, 2013. Thus, KCBX, pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), is hereby granting the Illinois EPA a waiver of its statutory permit application review period for review of the above-referenced Application for an additional 31 days, or until January 20, 2014. And, again, KCBX renews its request for copies of the 50 citizen pollution complaint forms and *other available information* referenced above.

We look forward to your cooperation and assistance in this matter. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

Dragovich, Michael

From: Bernoteit, Bob
Sent: Thursday, December 19, 2013 7:43 AM
To: Dragovich, Michael
Subject: FW: Pilapil Ltr - Wells Response
Attachments: Pilapil 01 Ltr - Wells Response.pdf

EPA-DIVISION OF RECORDS MANAGEMENT
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JAN 30 2014

REVIEWER RDH

KCBX has given us another waiver. This time we have until January 20th.

Bob Bernoteit
FESOP Unit Manager,
Illinois EPA, Division of Air Pollution Control - Permit Section

From: Morgan, James
Sent: Wednesday, December 18, 2013 5:01 PM
To: Bernoteit, Bob; Armitage, Julie
Cc: Kim, John J.; Pressnall, Chris
Subject: FW: Pilapil Ltr - Wells Response

The extension is for 31 days with the verbal assurance of a further extension "if we talking seriously."

Jim Morgan
Division of Legal Counsel
Air Enforcement
Illinois EPA
217-524-1376

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Wednesday, December 18, 2013 4:59 PM
To: Pilapil, Ray
Cc: Pressnall, Chris; Morgan, James; Katherine D. Hodge
Subject: Pilapil Ltr - Wells Response

Mr. Pilapil:

Please see the attached response for your review.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

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HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

December 18, 2013

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Initial Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

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R-000022

Mr. Raymond E. Pilapil
December 18, 2013
Page 2

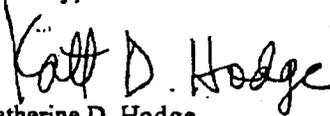
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During the pendency of our Application, and for some time now, we have requested that the Agency provide to us the inspection reports – some of which are many months old. In fact, we have made repeated requests for such information. Notwithstanding our requests for such information (and other information we have yet to receive, i.e., the alleged 50 citizen pollution complaint forms and *other available information*), and our many discussions regarding our five-month old Application, we are just now being advised that the Agency will be considering this extra-record material in connection with our Application. At this point, it is impossible for KCBX to review all of the additional information; and then to prepare and submit a meaningful response by the deadline offered, i.e., December 18, 2013.

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Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

AIR PERMIT APPLICATION COMPLETENESS SCREENING CHECKLIST

Within ten (10) working days of being assigned a permit application, take no more than one hour to assess completeness of the permit application and complete the checklist below. If a No answer is indicated in any of Boxes 1-11, or a Yes answer in Box 12, or it is not clear what the appropriate response is to a question, discuss the application with your supervisor upon completion of the checklist. A notice of incompleteness or denial may need to be prepared.

Permit Applicant: KCRX Terminals Company
 ID#: 03160065E; Application#: 07650082
 Date received: 7-23-2003; 30th day (N.O.I. deadline): 8-21-2003; 90th day: _____
 Analyst: Mike Dragovich; Date Checklist Completed: _____

Completeness Screening Questions	Yes/No/NA
1. Does the application include a cover letter or project narrative that describes what the applicant is requesting a permit for (e.g., construct and operate two new 1,000-gallon mixing tanks to mix what to produce what at what rate)?	Yes
2. Based on the project description, does the application include the appropriate application forms (see APC 201 and 209 for instructions and listing of forms)?	Yes
3. Have the applicable signature application forms (APC 200, 205 or 205A) been completed and signed and dated by the applicant?	Yes
4. For construction permit application, was correct construction permit fee paid?	Yes
5. For a construction permit application, does the APC-200 form indicate whether or not the emission unit has already been constructed? If the form indicates that the unit has already been constructed, a permit denial will need to be prepared.	Yes not constructed
6. If a previous construction permit required testing necessary for the issuance of the permit being applied for: a. Have the required test results been received by the IEPA? b. Has the Compliance Section reviewed the test results or have you requested their review of the test results?	NA
7. For existing sources requesting modification/renewal, does ICEMAN show current operating or construction permit(s) for the source issued to the same applicant identified on the APC 200, 205 or 205A forms referenced in 3 above?	Yes
8. Does the application indicate or can you determine what the potential to emit (PTE) is for the source (including HAPs), including requested modifications?	NA
9. Does the application state or can you determine if the subject project's process, equipment or source is subject to the NSPS in 40 CFR Part 60, or NESHAP in 40 CFR Parts 61 and 63, or RACT in 35 IAC 218/219 Subparts AA-TT?	NA
10. Does the application propose and clearly identify the annual and short-term emission limits and associated material throughput/usage limits and emission factors to be included in their new/revised permit?	NO
11. If the permit was due today, could you write an enforceable permit with the information provided in the application?	NO
12. Does the application request a change of operating permit from a CAAPP Title V or FESOP to a Lifetime Operating Permit?	NA

11-06-2006

**COMPLETENESS REVIEW WORKSHEET
FOR CONSTRUCTION PERMIT FEES**

FACILITY: <u>KCBX Terminals Company</u>		IDENTIFICATION OF REVIEW	
ID NO.: <u>03160065F</u>	APPLICATION NO.: <u>07050082</u>	NUMBER (CIRCLE): <u>1</u> 2 3 4 5 6 7 8	<input checked="" type="checkbox"/> INITIAL COMPLETENESS REVIEW
DATE REC'D: <u> </u> / <u> </u> / <u> </u>	ANALYST: <u> </u>	<input type="checkbox"/> SUPPLEMENTAL SUBMITTAL (DATE): <u> </u> / <u> </u> / <u> </u>	<input type="checkbox"/> OTHER TRIGGER (DESCRIBE): <u> </u>

TYPE OF SOURCE		
<input type="checkbox"/> MAJOR	<input type="checkbox"/> SYNTHETIC MINOR HAVE FESOP? <input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> NON-MAJOR

COMPLETENESS REVIEW FOR TECHNICAL INFORMATION	
<input type="checkbox"/> INCOMPLETE (DESCRIBE): _____	<input type="checkbox"/> APPLICATION COMPLETE
ACTION TO BE TAKEN <input type="checkbox"/> CALL <input type="checkbox"/> REQUEST ADDITIONAL INFORMATION <input type="checkbox"/> REJECT <input type="checkbox"/> DENY	
ACTION COMPLETED: <u> </u> / <u> </u> / <u> </u> "DAY": <u> </u>	

COMPLETENESS REVIEW FOR FEES											
<input type="checkbox"/> INADEQUATE <input type="checkbox"/> UNCERTAIN	<input checked="" type="checkbox"/> CORRECT <input type="checkbox"/> OVERPAID (DESCRIBE): _____										
ACTION TO BE TAKEN <input type="checkbox"/> CONTINUE WITH TECHNICAL REVIEW <input type="checkbox"/> REQUEST TECHNICAL INFO (SEE ABOVE) <input type="checkbox"/> REQUEST TECHNICAL INFO & UPDATED FEE INFO (SEE ABOVE) <input type="checkbox"/> BILL & CONTINUE WITH TECHNICAL REVIEW <input type="checkbox"/> BILL & NO TECHNICAL REVIEW (EXPLAIN): _____	BILL AMOUNT <table border="1"> <thead> <tr> <th>REASON</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>1. _____</td> <td>\$ _____</td> </tr> <tr> <td>2. _____</td> <td>\$ _____</td> </tr> <tr> <td>3. _____</td> <td>\$ _____</td> </tr> <tr> <td align="right" colspan="2">TOTAL: \$ _____</td> </tr> </tbody> </table> BILL DATE: <u> </u> / <u> </u> / <u> </u> "DAY": <u> </u>	REASON	AMOUNT	1. _____	\$ _____	2. _____	\$ _____	3. _____	\$ _____	TOTAL: \$ _____	
REASON	AMOUNT										
1. _____	\$ _____										
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TOTAL: \$ _____											

INITIALS	
ANALYST: <u>Mike Dragovich</u> DATE: <u>01/16/14</u> COMMENTS: <u>correct fee \$10,000</u>	REVIEW: _____ DATE: <u> </u> / <u> </u> / <u> </u> COMMENTS: _____

NOTES: existing synthetic minor source without change in status (no) adding 10 conveyors. \$ 10,000 paid \$ 10,000

CIRCLE THE START DATE
 SQUARE THE STOP DATE

INITIAL START DATE _____
 DAYS ALLOWED 90/180 _____

DATE FINAL ACTION MUST BE TAKEN BY: _____
 (to be completed after payment received)

1	2	3	4	5	6	7	8	9	10	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
11	12	13	14	15	16	17	18	19	20	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
21	22	23	24	25	26	27	28	29	30	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
31	32	33	34	35	36	37	38	39	40	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
41	42	43	44	45	46	47	48	49	50	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
51	52	53	54	55	56	57	58	59	60	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
61	62	63	64	65	66	67	68	69	70	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
71	72	73	74	75	76	77	78	79	80	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
81	82	83	84	85	86	87	88	89	90	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
91	92	93	94	95	96	97	98	99	100	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
101	102	103	104	105	106	107	108	109	110	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
111	112	113	114	115	116	117	118	119	120	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
121	122	123	124	125	126	127	128	129	130	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
131	132	133	134	135	136	137	138	139	140	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
141	142	143	144	145	146	147	148	149	150	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
151	152	153	154	155	156	157	158	159	160	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
161	162	163	164	165	166	167	168	169	170	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____
171	172	173	174	175	176	177	178	179	180	START _____ STOP _____	DOWN PERIOD _____ DAYS REMAINING _____



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

*Entered
12-17-13
B.D.*

December 18, 2013

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RECEIVED

DEC 19 2013

Illinois Environmental Protection Agency
BUREAU OF AIR
STATE OF ILLINOIS

RE: Initial Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

Dear Mr. Pilapil:

KCBX Terminals Company ("KCBX") is in receipt of your December 10, 2013 letter referenced above ("Letter"). The Illinois Environmental Protection Agency's ("Illinois EPA" or "Agency") decision to consider information outside of the Permit Application record for Construction Permit Application No. 07050082 ("Application") in making its determination to grant or deny the Application at this time is a disappointment. Most troubling are: 1) the fairness of the decision at this juncture in the permit process, *i.e.*, after KCBX granted several extensions to the Agency of its decision deadline for this Application; 2) the impossibly short amount of time offered to KCBX to respond to the Agency's plans; and 3) the Agency's delay in providing copies of the information to KCBX that the Agency has now determined to review outside of the Application in making its permit decision.

3150 ROLAND AVENUE & POST OFFICE BOX 5776 & SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000027

Mr. Raymond E. Pilapil
December 18, 2013
Page 2

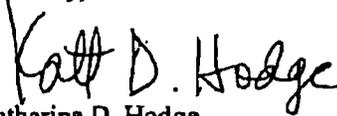
In the Letter, the Illinois EPA identifies the information outside of the Application that the Agency will now be reviewing as: "... inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms . . . as well as *other available information* [that allegedly] indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U."

During the pendency of our Application, and for some time now, we have requested that the Agency provide to us the inspection reports – some of which are many months old. In fact, we have made repeated requests for such information. Notwithstanding our requests for such information (and other information we have yet to receive, i.e., the alleged 50 citizen pollution complaint forms and *other available information*), and our many discussions regarding our five-month old Application, we are just now being advised that the Agency will be considering this extra-record material in connection with our Application. At this point, it is impossible for KCBX to review all of the additional information, and then to prepare and submit a meaningful response by the deadline offered, i.e., December 18, 2013.

For all of the above reasons, KCBX requests an extension of time until January 13, 2014 to respond to the additional information that the Illinois EPA intends to consider in making a factual decision regarding this Application. As you know, the current decision deadline for the Agency's action on this Application is December 20, 2013. Thus, KCBX, pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), is hereby granting the Illinois EPA a waiver of its statutory permit application review period for review of the above-referenced Application for an additional 31 days, or until January, 20, 2014. And, again, KCBX renews its request for copies of the 50 citizen pollution complaint forms and *other available information* referenced above.

We look forward to your cooperation and assistance in this matter. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

Congress of the United States
Washington, DC 20510

⇒ Permit Record
CCB Bernotas
Frost
Pressnell
Morgan

December 16, 2013

Ms. Lisa Bonnett
Director, Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield, IL 62794

Dear Director Bonnett:

I urge the Illinois Environmental Protection Agency (IEPA) to carefully consider the KCBX air permit application that is currently being reviewed by IEPA's Bureau of Air. Approval of this permit would allow KCBX to significantly expand its shipping facility in Southeast Chicago, allowing the site to store an increased amount of petroleum coke.

As you know, many residents in the communities surrounding KCBX's facility have reported seeing clouds of black dust swirling above the open piles of petroleum coke that are being stored at the facility. On windy days, the dust is often blown in to nearby neighborhoods—forcing many in the region to keep their children inside with the windows closed to avoid breathing in the toxic particles.

Air quality monitors in the area surrounding the KCBX facility often register record high levels of particulate matter which is known to aggravate asthma, lead to premature deaths in people with heart or lung disease, and cause nonfatal heart attacks. These particles also contain hazardous contaminants—including sulfur, non-volatile organics, and heavy metals—which can cause additional adverse health effects.

Due to these health risks, homeowners in the neighborhoods surrounding KCBX are concerned that they are being repeatedly exposed to hazardous particles and have filed a class-action lawsuit against KCBX for air pollution violations. In addition, the Illinois Attorney General and IEPA have recently filed complaints against KCBX for permitting violations.

In light of these developments, I urge IEPA to critically review KCBX's new air permit application to ensure that it complies with all Clean Air Act regulations—including the National Ambient Air Quality Standards—and protects the public from any negative health impacts.

Sincerely,



Richard J. Durbin
U.S. Senator



Robin L. Kelly
Member of Congress



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 - (217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL
7012 0470 0001 3002 0861

December 10, 2013

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

I.D. No.: 031600GSF

Dear Mr. Estadt:

This letter hereby provides KCBX Terminals Company notice of the Illinois EPA's intent to consider information contained within the Illinois EPA files in its review of construction permit application No. 07050082 for KCBX Terminals Company. Specifically, the Illinois EPA intends to consider information collected by the Illinois EPA as part of the inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms. These documents and other available information indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U.

KCBX Terminals Company has previously been informed of the existence of these alleged violations through, *inter alia*, the Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, the Illinois EPA, Bureau of Land issued Violation Notices L-2013-01304 and L-2013-01305 dated November 20, 2013.

This notice provides KCBX Terminals Company an opportunity to respond to the information which the Illinois EPA intends to consider in its review of permit application No. 07050082. Should KCBX Terminals Company wish to respond to this Notice by providing the Illinois EPA with information addressing the alleged violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subpart K, it should do so by December 18, 2013. Submission by this date will ensure that the Illinois EPA has time to fully consider any information provided in making a factual decision regarding application No. 07050082.

Should you have comments or questions regarding the Notice, please submit them to Michael Dragovich, Illinois EPA, Division of Air Pollution Control, Permit Section, Illinois EPA, P.O. Box 19506, Springfield, Illinois 62794-9506.

REP / enB

Raymond E. Pilapil
Acting Manager, Permit Section
Division of Air Pollution Control

Date Signed: 12/10/2013

REP:MJD:psj

cc: Illinois EPA, FOS Region 1
James Morgan, Illinois EPA, DLC
Chris Pressnall, Illinois EPA, DLC
Eric Jones, Illinois EPA, Compliance Section

General information about the materials and pile dimensions are given below. Note that this data was collected by IEPA at a 9/19/13 plant visit. Pile sizes are subject to change as inventory at the site changes.

Identification (Provided by IEPA per attached diagram.)	Material	Height (feet) Estima ted	Footprint (ft) estimated	How Material Is Handled	How controlled
Pile #1	Pet coke	45	500 x 300 oblong	All materials are brought in by truck or rail. A barge unloading system is being constructed. Materials are moved to piles via various hoppers, feeders and conveyors which include transfer points and stackers. Material is stored and/or blended and then shipped out by truck, barge or ship. A conveyor is used to load barges and ships. Trucks are loaded by front-end loaders.	Particulate matter emissions are controlled according to an operating program.
#2	Pet coke	20	250 x 150 oblong		
#3	Coal	50	100 x 200 oblong		
#4	Coal	50	500 x 600 oblong		
#5	Coal	40	250 x 100 oblong		
#6	Pet coke	20	50 round		
#7	Coal	60	600 x 200 oblong		
#8	Coal	30	500 x 150 oblong		
Inventory					
Pet coke	"60,000 tons as of 9/11/13" per KCBX				
Coal	"300,000 tons as of 9/11/13" per KCBX				
Salt	0				

2.0 Inspection Narrative

11/06/13 J. Kotas:

An unannounced multimedia inspection was conducted. The inspectors for IEPA consisted of Calvin Harris, BOL; Allen Anderson, BOW; Ricardo Ng, BOW and Joseph Kotas, BOA.

Weather conditions were very wet. It was raining in the morning and had rained overnight. Temperatures were in the 50s in the morning dropping into the 40s in the afternoon. Winds were from the southwest at 15 mph in the morning and from the northwest at 15 mph in the afternoon.

The contacts for KCBX were Michael Estadt, Operations Manager; Jason Russell, Director of Business Development and Peter Rotundo, Distribution Manager.

Estadt stated that the water cannon system is now capable of applying water suppression. He stated that 42 towers have been installed. The 43rd cannon is in the design but hasn't been constructed yet because of the presence of a pile at the 43rd cannon's location. The plan is to install the 43rd cannon at a later date. The water cannon system is not fully automated yet. A barometric measurement device has yet to be interfaced into the weather station. The wind gauge is currently working. Both of these will comprise the data input which is used to automatically adjust parameters of the water application system.

A barge unloading system is being constructed but is not complete. It is expected to be complete in the next four to six weeks.

Peter Rotundo discussed current inventories. He said he would provide that information at a later date. (An email received on 11/14/13 KCBX states that their current inventory is: "As of October 31, 2013, Coal 189,000 tons; Petcoke 36,000 tons.")

KCBX officials stated that their petcoke comes from the BP Refinery in Whiting, IN and Frontier Refinery in El Dorado, KS.

PLANT INSPECTION

The four inspectors along with Estadt and Rotundo went out onto the site via pickup truck stopping at a location near the Calumet River. Seven portable conveyors which were acquired from the previous owner (DTE) were located there. (#3, 7, 9, 11, 2, 4 and 10.) Note portable conveyors from the permit are designated PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11 and PC-12. Kotas observed a portable feeder (PF-1) manufactured by Cogar Mine Products. Four permanent feeders are also onsite. Emission units are discussed further below.

Estadt had an operator start the water cannon system. The cannon observed in operation near the river has a 250-foot radius throw, according to Estadt. This is the reach of the 6-inch

water line. Another cannon to the east was observed in operation and had a 170-foot radius which is the reach of the 4-inch lines.

There are two separate water application systems designated "North" and "South." The North system consisting of twenty cannons, can operate one 8-inch line and one 4-inch line at a time (or four 4-inch lines simultaneously.) The "South" system, which consists of twenty-three cannons, has only 4-inch lines of which they can operate four at a time. The water application rates are 1,000 gallons per minute (gpm) on the North system and 660 gpm on the South.

The weather station which is used in conjunction with the water systems was observed. It is roughly installed but not operational.

We then observed the North Valve House. This contains the heart of the water cannon system including pumps and piping. A large plastic tank (approximately 500 gallons) is installed and will be used to store surfactant which can be sprayed on piles using the water cannons. The surfactant system is not yet operational.

We travelled again by pickup truck and observed Rail Unloader RU-2. Estadt stated that it is now operational. They are going through some shakedown procedures on it. A South Valve House (similar to the North Valve House) was observed.

We observed the railcar unloading process. RU-1 was being used to empty coal from railcars. One car was observed being tipped. No visible emissions were observed from the railcar unloading operation.

Coal from rail unloading was going out to the pad via three conveyors. They were supplying water at least three different locations, at two water sprays mounted on the conveyors and at the transfer point in-between. According to Rotundo, they were "running some good water." It was also raining, so the potential for visible emissions from the stockpile building process was minimal.

The train consisted of about 15,000 tons of coal. They are placing it in a central area and were managing the height and shape with a bulldozer.

Driving back we looked at the conveyors situated near the RU-2 rail unloader. Portable conveyors labeled 6 and 8 were located there.

EXIT

Kotas stated that the identifications of the conveyors include one PC-2 not listed on the permit. Estadt stated that they used two portable conveyors for the construction of the barge unloading system.

KCBX officials stated that they have at least one portable water cannon which attaches to a water truck. They can also drive the water trucks up a ramp made of material onto the tops of piles to apply water if necessary.

11/19/13 J. Kotas:

The BOA inspector returned to KCBX South to get more information about specific emission units and to ask if there was another bulk terminal in the area operated by Koch Carbon. Michael Estadt and Brandon Walker were the contacts for KCBX. Estadt and Walker stated that there is no other Koch facility in the area besides KCBX North.

KCBX officials stated that the entity known as KM Railways, LLC owns the KCBX South site and KCBX Terminals operates it. KCBX Terminals owns the north site. KM Railways, LLC is not an owner of the north site, according to Estadt.

Terry Steinert of KCBX also participated via conference phone. Kotas asked about the identification of portable conveyors. Steinert stated that the identification numbers shown on the conveyors were not used to identify the conveyors for permitting purposes.

Kotas asked about Barge Unloading and whether a construction permit was issued for the new system. Steinert said that the new barge unloading system was built using two permitted portable conveyors and a permitted Direct Ship Hopper (DSH-1). The portable conveyors were taken from twelve permitted conveyors and now there are ten portable conveyors.

Kotas asked about the permanent feeders and whether these are included in the permits. KCBX official stated that these are called Reclaim Conveyors on the 5/21/09 joint construction/operating permit.

KCBX is preparing another permit application to combine KCBX South and KCBX North terminals under one permit.

Estadt showed the data obtained from their wind gauge during a high wind event on 11/17/13. Wind gusts exceeding 50 mph were recorded. The water cannons were cycling and in operation during the event which brought precipitation as well.

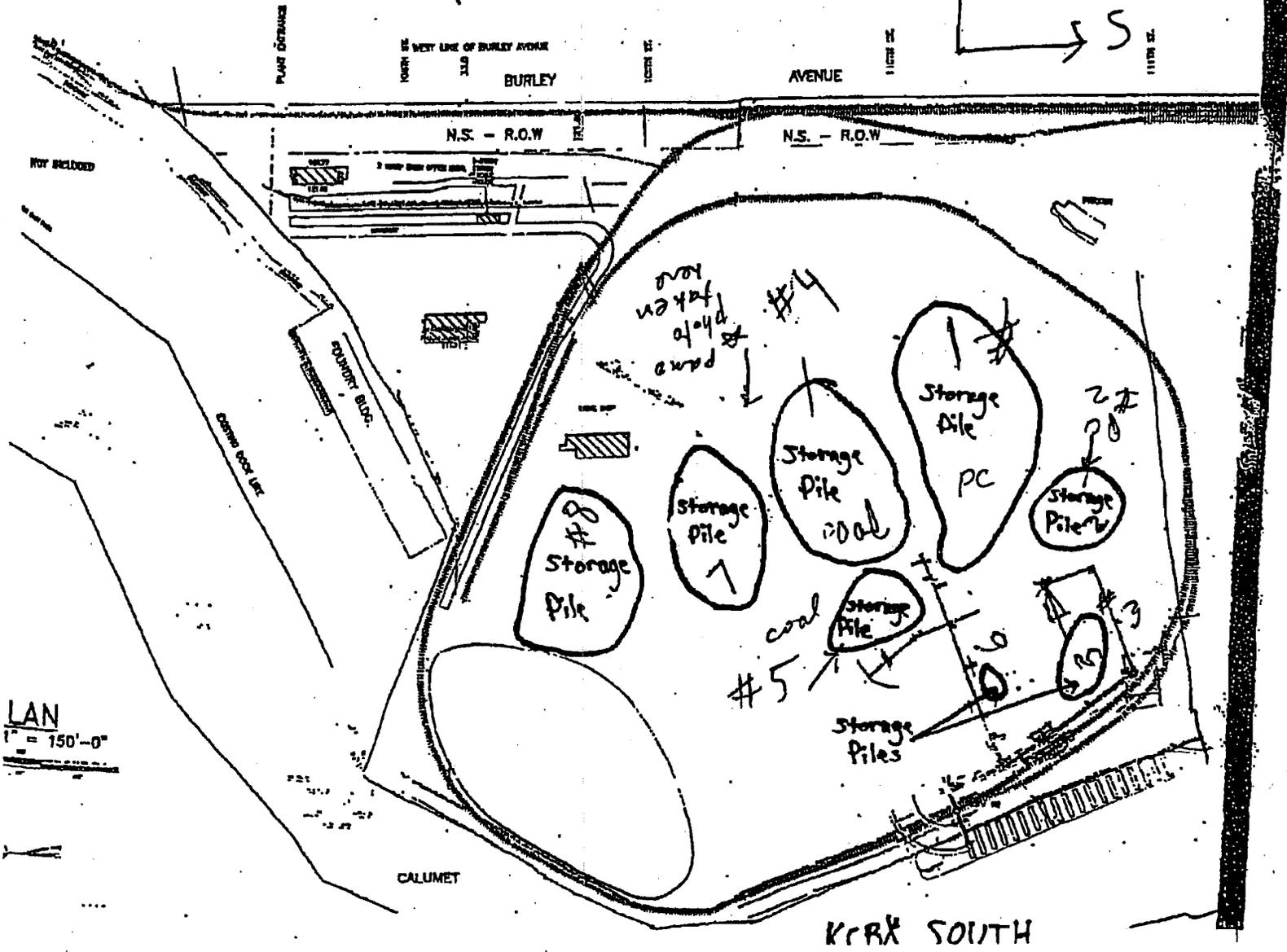
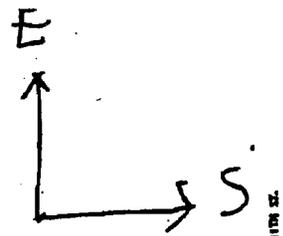
Attachments? Yes No

1. Pile Diagram
2. Excerpt from two permits.

JKjk

cc: BOA Des Plaines Regional File

PLANT LAYOUT



LAN
1" = 150'-0"

217/762-2113

JOINT CONSTRUCTION AND OPERATING PERMIT - NSPS SOURCE

PERMITTEE

DTE Chicago Fuels Terminal, LLC
Attn: Kim Bradford
414 South Main Street
Ann Arbor, Michigan 48104

Application No.: 07050082

I.D. No.: 031600GSF

Applicant's Designation:

Date Received: February 3, 2009

Subject: New Materials Transloading Facility

Date Issued: May 21, 2009

Expiration Date: May 21, 2010

Location: 10730 South Burley Avenue, Chicago, 60617

Permit is hereby granted to the above-designated Permittee to CONSTRUCT and OPERATE emission source(s) and/or air pollution control equipment consisting of the following:

Two (2) Rail Unloaders (RU-2 and RU-3);
Seven (7) Conveyors (C-7, C-8, C-9, C-10, C-11, C-12, and C-13);
Three (3) Reclaim Conveyors (RC-5, RC-6, and RC-7);
Eight (8) Portable Conveyors (PC-1, PC-2, PC-3, PC-4, PC-5, PC-6, PC-7, and PC-8);
Direct Ship Hopper 1 (DSH-1);
Portable Feed Hopper (PFH-1);
Portable Feeder (PF-1);
Rental Portable Screen (RPS-1);
Rental Portable Crusher/Screen (RPCS-1);
Two (2) Transfer Points (TF-1 and TF-2);
Stacker Feed Transfer Point (SFTP-1);
Stacker 4 (S-4);
Three (3) Coke Piles (CEP-1, CEP-2, and CEP-3);
Six (6) 118 HP Diesel-Powered Generators (DG-1, DG-2, DG-3, DG-4, DG-5, and DG-6);
One (1) 400 HP Diesel-Powered Generator (7) (DG-7);
One (1) 375 HP Diesel-Powered Generator (8) (DG-8);
One (1) 40 HP Diesel-Powered Generator (9) (DG-9);
Three (3) 300 HP Diesel Generators (DG-10, DG-11, and DG-12); and
One (1) 20HP Diesel-Powered Water Pump (DWP-1)

and OPERATE emission source(s) and/or air pollution control equipment consisting of:

Barge Unloader (BU-1);
Rail Unloader (RU-1);
Truck Unloader (TU-1);
Six (6) Conveyors (C-1, C-2, C-3, C-4, C-5, and C-6);
Four (4) Reclaim Conveyors (RC-1, RC-2, RC-3, and RC-4);
Three (3) Stackers (S-1, S-2, and S-3);
Salt Loadout to Truck (TL-1);
Coal Loadout to Rail (RL-1);

Coal Loadout to Barge (BL-1);
Coal Loadout to Truck (TL-1);
Six (6) Coal Piles (CLP-1, CLP-2, CLP-3, CLP-4, CLP-5, and CLP-6); and
Salt Pile 1 (SP-1)

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

1. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and diesel generators not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. The source has requested that the Illinois EPA establish emission limitations and other appropriate terms and conditions in this permit that limit the emissions of Nitrogen Oxides (NO_x) and Particulate Matter less than 10 microns (PM₁₀) from the above-listed equipment below the levels that would trigger the applicability of these rules.
- 2a. The 20 hp diesel-powered water pump, the 40 hp, 118 hp, 300 hp, 375 hp, and 400 hp diesel-powered generators sets are subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60 Subparts A and XIII. The Illinois EPA is administering the NSPS in Illinois on behalf of the United States EPA under a delegation agreement.
- b. Pursuant to 40 CFR 60.4201(a), stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.
- c. Pursuant to 40 CFR 60.4204(b), owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in 40 CFR 60.4201 for their 2007 model year and later stationary CI ICE as applicable.
- d. Pursuant to 40 CFR 60.4206, owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in 40 CFR 60.4204 according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer, over the entire life of the engine.

217/785-1705.

CONSTRUCTION PERMIT -- NSPS and NESHAP SOURCE -- REVISED

PERMITTEE

KCBX Terminals Company
Attn: Brandon Walker
3259 East 100th Street
Chicago, Illinois 60617

Application No.: 07030082 I.D. No.: 031600GSF
Applicant's Designation: Date Received: March 11, 2013
Subject: Conveyor Addition
Date Issued: April 18, 2013
Location: 10730 South Burley Avenue, Chicago, 60617

Permit is hereby granted to the above-designated Permittee to CONSTRUCT emission source(s) and/or air pollution control equipment consisting of the following:

- Two (2) Rail Unloaders (RU-1 and RU-2);
- Truck Unloading (TU-1);
- Twelve (12) Fixed Conveyors (FC-1, FC-2, FC-3, FC-4, FC-5, FC-6, FC-7, FC-8, FC-9, FC-10, FC-11, and FC-12);
- Ten (10) Portable Conveyors (PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11, and PC-12);
- One (1) Portable Hopper (PH-1);
- One (1) Portable Feeder (PF-1);
- One (1) Rental Portable Crusher/Screen (PCS-1);
- Four (4) Stacking Conveyors (SC-1, SC-2, SC-3, and SC-4);
- Two (2) 779 bhp Diesel-Powered Generators (DG-1 and DG-2);
- Six (6) 118 HP Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8);
- One (1) 400 HP Diesel-Powered Generator (DG-9);
- One (1) 375 HP Diesel-Powered Generator (DG-10); and
- Bulk Material Storage Piles

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

- 1a. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and the construction of the diesel generators and portable conveyors not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major

Identification (Provided by IEPA per attached diagram.)	Material	Height (feet) Estima ted *	Footprint (ft) Estimated *	How Material is Handled	How controlled
Pile #1	Pet coke	45	500 x 300 oblong	All materials are brought in by truck or rail. A barge unloading system is being constructed. Materials are moved to piles via various hoppers, conveyors, transfer points and stackers. They are stored and then shipped out by truck, barge or ship. A conveyor is used to load barges and ships. Trucks are loaded by front-end loaders.	Particulate matter emissions are controlled according to an operating program.
#2	Pet coke	20	250 x 150 oblong		
#3	Coal	50	100 x 200 oblong		
#4	Coal	50	500 x 600 oblong		
#5	Coal	40	250 x 100 oblong		
#6	Coal	15	50 round		
#7	Coal	60	600 x 200 oblong		
#8	Coal	30	500 x 150 oblong		
Inventory					
Pet coke	60,000 tons as of 9/11/13 per KCBX				
Coal	300,000 tons as of 9/11/13 per KCBX				
Salt	0				
* As determined on 9/19/13.					

2.0 Inspection Narrative

09/11/13 J. Kotas:

An inspection of KCBX South (031600 GSF) was conducted on the afternoon of September 11, 2013. KCBX North (031600 AHI) was conducted that same morning. The morning inspection was unannounced. The afternoon inspection was scheduled during the inspection of the North plant as it involved the same plant contact.

The inspector arrived at the site at approximately 1:15 PM and checked in with the security guard. Weather conditions were as follows: There was a slight (5mph) wind from the Southwest. Temperature was hot for this time of year (85 deg F.) and skies were mostly clear.

The entrance area is a shared entrance by several different businesses. These include Calumet Transload, Calumet River Terminal, KCBX and ArcelorMittal, Long Carbon N.A.

Heavy truck traffic travels through the entrance area. The roadway had accumulations of reddish brown dust and one truck going through at approximately 1:30 PM caused dust to become airborne. Official opacity readings were not taken but instantaneous opacity measured four feet from the right rear tire of one truck was estimated at 40%.

Brandon Walker, EH& S Manager for KCBX was the contact and provided information. The entrance area roadway was pointed out to Walker. He stated that this area is "an easement" and ownership is unclear. He said KCBX performs street sweeping of the entrance. Within minutes, a street sweeper came and swept the entrance area road. A large water truck was then observed, applying water to the entrance area roadway.

Construction activity is taking place at this approximately 80-acre site. The source is building a rail unloading terminal (RU-2), a new barge unloading facility, a truck wash system and a tower mounted water spray system.

FPOP DISCUSSION

A new FPOP (Fugitive Particulate Matter (PM) Operating Program) is being prepared and a draft copy was shown to the inspector. It is similar to the north plant's in terms of scope. The draft FPOP is passing through the KCBX quality assurance program and is not yet in effect. At present, KCBX is operating under terms of the existing (DTE developed) FPOP. (Attached.) The existing FPOP is discussed in more detail later in this report.

Quarterly reports required per Section 212.316 (g) have been received by the Agency.

NEW WATER SPRAY SYSTEM CONSTRUCTION

Michael Estadt, Operations Manager then described a new system they are installing to control fugitive particulate matter consisting of forty-three pole mounted water cannons. The water cannons are large sprinklers mounted on 60-foot galvanized steel towers. Some will have a 175-foot water spray radius (serviced by four-inch water lines) and others will have a 250-foot water spray radius (serviced by six-inch water lines.) There will be two separate water pumping systems to provide redundant operation should one of the systems fail, according to Estadt. KCBX did not apply for a construction permit for the water spray system. They have not updated their Fugitive PM Operating Program to reflect the modifications taking place.

Other information about the new water cannon system was provided verbally as follows. There will be no discharge of water from the site. Two retention ponds will collect water and it will be reused by the system along with makeup water from the Calumet River. A weather station will be constructed that will measure wind direction and barometric pressure. An alarm will sound in advance of a potential change of weather with an attendant increase of the water application rate. The system will also allow the application of their surfactant, BT489 via the water cannons.

PLANT TOUR

Two 8,000-gallon water trucks are dedicated for use on this site. Both were observed in operation applying water to roadways.

Heading out to the yard from the front office, construction of a new truck wash station was observed. Further to the south along the main roadway at the southeast corner of the property construction of RU-2 (Rail Unloading Station-2) is taking place. Unlike the existing RU-1, which rotates each railcar to unload, RU-2 will be a bottom dump system that uses gravity to drop materials from the railcars to an underground collection and transport system.

RU-2 operates in conjunction with a new conveyor system that will move materials out to stockpiles in the yard.

Heading along the southern perimeter of the yard, one water truck was being filled from a reservoir via pump and overhead hose. A visible emission of particulate matter was observed from the roadway under the water truck caused by the fan on the engine as it revved. The visible emission of estimated 10% opacity lasted only a few seconds. Another water truck was in operation spraying the roadways. Existing pole mounted water cannons were also in operation.

We observed the existing RU-1 rail unloading station which is operable but Walker stated it hasn't been used much lately.

A shiploader tower and conveyor were observed along the Calumet River. These were not in operation. A barge unloading station is being constructed near the north property line.

A concrete truck was then observed near the barge unloading station about 150 yards away to the north. The truck was travelling on a roadway and a heavy plume of particulate matter was observed entrained in its wake. Estimated opacity of 60% followed the concrete truck for the entire distance it was visible. The truck became obscured by a stockpile after it travelled about 100 yards. No official readings were taken because of the spontaneity of the event and the distance from the observer to the truck. Walker made a call on his radio to have a water truck treat the subject roadway.

We then observed "the pad" which is the area of the yard where coal is stored. Conveyors were observed but they were not in operation. No internal transfer of materials was being conducted.

Roadways were dry in places and PM emissions were observed at times from the rear of the pickup truck we were driving in. The two water trucks and existing water cannons seemed hard pressed to keep particulate matter emissions controlled on roadways under the current weather conditions.

We observed completed construction of concrete bases for the water cannon installations. More holes for concrete foundations for towers were being drilled. Some galvanized steel

towers were already erected and others were lying on their sides. Hundreds of yards of plastic hose were observed staged for installation.

EXIT INTERVIEW

Walker showed a copy of the water log for the north plant and a diesel fuel receipt for the south plant which showed that ultra-low sulfur diesel at 15 ppm is used. A list of records was requested of Mr. Walker who stated that he could probably deliver such via email by Friday, September 13.

09/13/13 J. Kotas:

Another inspection was conducted two days later, to observe the KCBX South plant under different weather conditions. Winds were from the north at about 15-20 mph. Temperature was about 75 degrees F. Skies were partly cloudy.

At about 1:30 PM, the inspector gained access to a property which is located across the Calumet River from KCBX South and made observations.

The KCBX South site was observed from about 200 feet away to the west. No visible emissions were observed from any of the piles. No visible emissions were observed during fifteen minutes of observation under steady, brisk winds estimated at about 15-20 mph. There did not appear to be much activity at the site. No trucks were observed in motion. No loading or unloading activity of barges, ships, rail or boats was observed taking place.

The inspector then went to the site to perform an inspection. Brandon Walker and Mike Estadt were the contacts. Estadt stated that the spray tower installation is proceeding on schedule and they hope to have it done by November.

PLANT TOUR

Roadways appeared wetter than two days previous. The front entrance road was swept. Walker stated that it had rained earlier in the day.

We went into the yard. One semi-truck travelling east kicked up a heavy plume of dust for about 30 seconds estimated at 50% opacity, however, due to the relative location of the sun and observer, no official readings were taken. We took up a position to read opacity of trucks at this location but no more trucks came through on that route. Subsequent trucks were then observed to use a heavily watered roadway farther north.

We observed some semi-trucks loading coal for removal from the site at another location near a large coal stockpile. A payloader placed about two and a half scoops into each truck to fill it. Visible emission evaluations were made on three trucks. In general, when the trucks first began to move after loading, a heavy plume was apparent. The revving of the engines on the

roadway caused an initial heavy emission. After the trucks reached the treated, wet roadway there were no longer any visible emissions.

Another round of truck loading then began taking place in a slightly different area of the same pile. A water truck was observed thoroughly wetting the ground and pile prior to loading activities. It could not be determined whether this same level of water application was used prior to the loading of the three trucks observed by the inspector.

The specifics of truck loading fugitive emission control are not given in the current operating program.

There were no other activities observed in operation at the site.

The inspector left the site at about 4:00 PM to inspect the KCBX North plant.

3.0 Emission Unit Information

001 [Storage Piles] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
Section 212.301 Fugitive Particulate Matter No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source. (Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)	No visible emissions allowed crossing the property line.	There is a threat of visible emissions crossing the property line from storage piles.
Section 212.304 Storage Piles a) All storage piles of materials with uncontrolled emissions of fugitive particulate matter in excess of 45.4 Mg per year (50 T/yr) which are located within a source whose potential particulate emissions from all emission units exceed 90.8 Mg/yr (100 T/yr) shall be protected by a cover or sprayed with a surfactant solution or water on a regular basis, as needed, or treated by an equivalent method, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.	At a minimum, storage piles should be sprayed with a surfactant solution or water on a regular basis, as needed.	The current pole mounted cannons are not positioned to control all stockpiles. The water trucks may not be capable of reaching the entire height of the piles. The current Operating Program states that "when the temperatures are below freezing water suppression will not be

<p>b) Subsection (a) of this Section shall not apply to a specific storage pile if the owner or operator of that pile proves to the Agency that fugitive particulate emissions from that pile do not cross the property line either by direct wind action or reentrainment.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>used to control fugitive emissions..." No alternative is presented to control fugitive emissions when temperatures are below freezing. This is a deficiency in the Program.</p>
<p>Section 212.316 (d) Emission Limitations for Emission Units in Certain Areas d) Emission Limitations for Storage Piles. No person shall cause or allow fugitive particulate matter emissions from any storage pile to exceed an opacity of 10 percent, to be measured four ft from the pile surface.</p>	<p>10% opacity limit for storage piles.</p>	<p>No visible emissions were observed from storage piles at the source on Sep 11 and 13, 2013.</p>
<p>Section 212.314 Exception for Excess Wind Speed Section 212.301 of this Subpart shall not apply and spraying pursuant to Sections 212.304 through 212.310 and 212.312 of this Subpart shall not be required when the wind speed is greater than 40.2 km/hr (25 mph). Determination of wind speed for the purposes of this rule shall be by a one-hour average or hourly recorded value at the nearest official station of the U.S. Weather Bureau or by wind speed instruments operated on the site. In cases where the duration of operations subject to this rule is less than one hour, wind speed may be averaged over the duration of the operations on the basis of on-site wind speed instrument measurements.</p> <p>(Source: Amended at 20 Ill. Reg. 7605, effective May 22, 1996)</p>	<p>Visible emission crossing property line does not apply when wind speed is over 25 mph according to Section 212.314.</p>	<p>N/A. Wind speed was not in excess of 25 mph. Visible emissions during high wind speed events are a concern at this source.</p>

<p>002 [Conveyor Loading] Inspection Date: Sep 11, 13, 2013 by J.Kotas</p>		
<p>Regulation Section 212.305 Conveyor Loading Operations All conveyor loading operations to storage piles specified in Section 212.304 of this Subpart shall utilize spray systems, telescopic chutes, stone ladders or other equivalent methods in accordance</p>	<p>Requirement Conveyor loading shall utilize spray systems in accordance with an operating program.</p>	<p>Inspection Findings Program states that "the inherent moisture content coupled with the water applied to storage piles provides adequate suppression."</p>

<p>with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>The current pole mounted system is not capable of reaching the entirety of all piles. Spray bars installed on stackers and conveyors are not discussed in the Program. This is a deficiency of the Program.</p>
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003 [Traffic Areas/Roadways] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.301 Fugitive Particulate Matter No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>No visible emissions allowed to cross the property line from any process.</p>	<p>Visible emissions from truck traffic were observed at the entrance road at approximately 1:30 PM on 9/11. These visible PM emissions may have crossed a property line at the guard shack but KCBX official was unclear where the property line is by the guard shack.</p>
<p>Section 212.306 Traffic Areas</p> <p>All normal traffic pattern access areas surrounding storage piles specified in Section 212.304 of this Subpart and all normal traffic pattern roads and parking facilities which are located on mining or manufacturing property shall be paved or treated with water, oils or chemical dust suppressants. All paved areas shall be cleaned on a regular basis. All areas treated with water, oils or chemical dust suppressants shall have the treatment applied on a regular basis, as needed, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>Roadways should be treated sufficiently to prevent excess PM emissions.</p>	<p>Three instances of heavy visible emissions from truck traffic on paved and unpaved roadways were observed on 9/11/13 and 9/13/13. (See narrative in 2.0.)</p>
<p>Section 212.316 Emission Limitations for</p>	<p>10% opacity limit</p>	<p>10 % opacity limit may</p>

<p>Emission Units in Certain Areas</p> <p>a) Applicability. This Section shall apply to those operations specified in Section 212.302 of this Subpart and that are located in areas defined in Section 212.324(a)(1) of this Part.</p> <p>c) Emission Limitations for Roadways or Parking Areas. No person shall cause or allow fugitive particulate matter emissions from any roadway or parking area to exceed an opacity of 10 percent, except that the opacity shall not exceed 5 percent at quarries with a capacity to produce more than 1 million T/yr of aggregate.</p>	<p>for PM from vehicles travelling on roadways or parking areas.</p>	<p>have been exceeded by a truck at the entrance road and a concrete truck on 9/11/13 and by a semi-truck on 9/13/13. These occurrences represent an apparent violation of Section 9(a) of the Act.</p>
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<p>004 [Screening] Inspection Date: Sep 11, 13, 2013 by J.Kotas</p>		
Regulation	Requirement	Inspection Findings
<p>Section 212.308 Spraying or Choke-Feeding Required Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program.</p> <p>(Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Screening operations shall be sprayed with water or a surfactant solution.</p>	<p>No screening was in progress during the inspections.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas b)Emission Limitation for Crushing and Screening Operations. No person shall cause or allow fugitive particulate matter emissions generated by the crushing or screening of slag, stone, coke or coal to exceed an opacity of 10 percent.</p>	<p>Opacity limited to 10% from screening.</p>	<p>No screening was in progress during the inspections.</p>

005 [Loading Trucks] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.308 Spraying or Choke-Feeding Required Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program. (Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Fine product truck loading operations shall be sprayed with water in accordance with a program.</p>	<p>Truck loading is not mentioned in KCBX South's Operating Program. Details of water applications to control PM from truck loading are a very important part of a fugitive PM control program. This omission is a deficiency of the Program.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.</p>	<p>20% opacity limit for truck loading.</p>	<p>No official Method-9 readings were taken of truck loading. There is a threat of exceeding this limit if moisture content is not adequate. Truck loading is not mentioned in the current Program.</p>

006 [Loading Barges, Vessels] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed</p>	<p>20% opacity limit for barge or vessel loading.</p>	<p>No barge or vessel loading was observed.</p>

an opacity of 20 percent.		
<p>Section 212.301 Fugitive Particulate Matter No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	Barge and vessel loading is regulated to disallow visible fugitive PM crossing the property line.	No barge or vessel loading was observed.

006 [Barge Unloading]		
Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas e) Additional Emissions Limitations for the Granite City Vicinity as Defined in Section 212.324(a)(1)(C) of this Part. 2) Emissions Limitations for Marine Terminals.</p> <p>A) No person shall cause or allow fugitive particulate matter emissions from any loading spouts for truck or railcar to exceed an opacity of 10 percent; and</p> <p>B) No person shall cause or allow fugitive particulate matter emissions generated at barge unloading, dump pits, or conveyor transfer points including, but not limited to, transfer onto and off of a conveyor, to exceed an opacity of 5 percent.</p>	Barge unloading, and conveyor transfer points have a 5% opacity limit for Granite City.	No barge unloading or conveyor transfer points observed in operation.
<p>Section 212.316 f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.</p>	Barge unloading and conveyor transfer points at Lake Calumet limited to 20%	No barge unloading or conveyor transfer points observed.

007 [Emergency Generators-Diesel fired] Generators 1-3 are 118 HP; Gen 4-7 are 500 HP; Also one 100 HP Engine for Air Compressor; five (5) engines for Light Standards and one 20 HP Water Pump (emergency): Generators are used to supply electric power to hoppers, conveyors, stackers and screener with a 4,200 hour per year requested operation limit. They are not emergency generators. Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
Section 201.146 Exemptions from state permit requirements. 201.146 l. Although exempt from permit, the PTE of these can trigger FESOP applicability.	Under 1118 kw exempt from permit.	All generators are below 1118 kw.
NSPS Subpart IIII applies to Stationary CI ICE that commence construction after July 11, 2005.	NSPS applicability date is July 11, 2005. Requires Mfg certification; compliant fuels; non-resettable hour meter;	Generators are subject to NSPS. Ultra Low Sulfur Diesel Fuel is used.(See attached invoice.) No deficiencies were noted regarding NSPS requirements for generators.
RICE NESHAP 40 CFR Subparts A and ZZZZ.	Applies to existing stationary RICE located at a major or area source of HAP emissions.	RICE compliance of generators, light standards and fire pump were not evaluated.

008 [Fugitive PM Operating Program] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
Section 212.309 Operating Program a) The emission units described in Sections		Program is deficient at a minimum, insofar as truck

<p>212.304 through 212.308 and Section 212.316 of this Subpart shall be operated under the provisions of an operating program, consistent with the requirements set forth in Sections 212.310 and 212.312 of this Subpart, and prepared by the owner or operator and submitted to the Agency for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.</p> <p>b) The amendment to this Section incorporating the applicability of Section 212.316 shall apply by May 11, 1993, or upon Initial start-up, whichever occurs later.</p>		<p>loading PM control is not mentioned.; stock pile control during freezing temperatures is not given; spray bar usage on conveyors and transfer points is not mentioned.</p> <p>The Program which KCBX South is operating under is not consistent with the requirements of Sections 212.210 and 212.312.</p>
<p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		
<p>Section 212.310 Minimum Operating Program</p>		
<p>As a minimum the operating program shall include the following:</p>		
<p>a) The name and address of the source;</p>		
<p>b) The name and address of the owner or operator responsible for execution of the operating program;</p>		
<p>c) A map or diagram of the source showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the source;</p>		
<p>d) Location of unloading and transporting operations with pollution control equipment;</p>		
<p>e) A detailed description of the best management practices utilized to achieve compliance with this Subpart, including an engineering specification of particulate collection equipment, application systems for water, oil,</p>		<p>c) The map provided int the FPOP does not give approximate locations of storage piles or normal traffic pattern access areas surrounding piles. This is a deficiency of the program.</p>

<p>chemicals and dust suppressants utilized and equivalent methods utilized;</p> <p>f) Estimated frequency of application of dust suppressants by location of materials; and</p> <p>g) Such other information as may be necessary to facilitate the Agency's review of the operating program.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>e) f) g) Minimum program submitted does not include a detailed description of the best management practices utilized to achieve compliance with this Subpart. It does not include descriptions of how PM emissions will be minimized during material handling by bulldozers and loaders, during conveying, screening, truck and barge loading and unloading. The Program does not address how much water is applied to each pile or to what degree of saturation. There are no engineering specifications for the amount of surfactant applied to piles. A street sweeper is used but not mentioned in the program. Estimated frequency of application of dust suppressants by location is not given.</p>
<p>Section 212.312 Amendment to Operating Program</p> <p>The operating program shall be amended from time to time by the owner or operator so that the operating program is current. Such amendments shall be consistent with this Subpart and shall be submitted to the Agency for its review.</p> <p>(Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Amendments are required as operations change.</p>	<p>There have been no amendments to the program since KCBX took ownership of the site in December of 2012. The existing DTE Program is not current.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>g) Recordkeeping and Reporting</p> <p>1) The owner or operator of any fugitive particulate matter emission unit subject to this Section shall keep written records of the application of control measures as may be needed</p>	<p>Written records of the application of control measures are required. An annual report containing a summary of</p>	<p>1) Logs for water and surfactant application rates to piles and roadways are kept. Annual report and Annual Emission report are available at Springfield HQ. Evaluations of</p>

<p>for compliance with the opacity limitations of this Section and shall submit to the Agency an annual report containing a summary of such information.</p> <p>2) The records required under this subsection shall include at least the following:</p> <p>A) The name and address of the source;</p>	<p>such information is to be sent to the IEPA.</p>	<p>annual report requirements were not made by FOS.</p>
<p>B) The name and address of the owner and/or operator of the source;</p> <p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map showing the location of all emission units controlled including the location, identification, length and width of roadways has not been made available to the Agency.</p>
<p>D) For each application of water or chemical solution to roadways by truck: the name and location of the roadway controlled, application rate of each truck, frequency of each application, width of each application, identification of each truck used, total quantity of water or chemical used for each application and, for each application of chemical solution, the concentration and identity of the chemical;</p>		<p>D) Records are kept per attached "Emission Control Log."</p>
<p>E) For application of physical or chemical control agents: the name of the agent, application rate and frequency, and total quantity of agent, and, if diluted, percent of concentration, used each day; and</p>		<p>E) Records are kept per attached "Emission Control Log."</p>
<p>F) A log recording incidents when control measures were not used and a statement of explanation.</p> <p>3) Copies of all records required by this Section shall be submitted to the Agency within ten (10) working days after a written request by the</p>		<p>F) A log recording incidents when control measures were not used and a statement of explanation is kept.</p>

<p>Agency and shall be transmitted to the Agency by a company-designated person with authority to release such records.</p> <p>4) The records required under this Section shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Agency representatives during working hours.</p>		
<p>5) A quarterly report shall be submitted to the Agency stating the following: the dates any necessary control measures were not implemented, a listing of those control measures, the reasons that the control measures were not implemented, and any corrective actions taken. This information includes, but is not limited to, those dates when controls were not applied based on a belief that application of such control measures would have been unreasonable given prevailing atmospheric conditions, which shall constitute a defense to the requirements of this Section. This report shall be submitted to the Agency thirty (30) calendar days from the end of a quarter. Quarters end March 31, June 30, September 30, and December 31.</p>	<p>5) A quarterly report is to be submitted to the Agency stating the dates control measures were not implemented and the reason for the lack of implementation.</p>	<p>5) Quarterly reports with the required information have been submitted to the Agency.</p>
<p>h) Compliance Date. Emission units shall comply with the emissions limitations and recordkeeping and reporting requirements of this Section by May 11, 1993, or upon initial start-up, whichever occurs later.</p>		
<p>(Source: Amended at 20 Ill. Reg. 7605, effective May 22, 1996)</p>		

PERMIT LIMITS AND REQUIREMENTS

Requirement	Limit	Inspection Findings
Monthly Throughput Limit (Throughput defined as "shipped from site.")	1,100,000 ton/mo 11,000,000 (annual)	Highest monthly throughput for period under review (Aug, 13) was given as 49,303 tons in one report and 88,249 tons in another. (See attached.) Both are within the 11,000,000 allowable but this represents an inconsistency in reporting and/or recordkeeping.
Monthly and Annual Source-wide Emissions are to be calculated.	Recordkeeping requirement.	PM emissions for August 2013 are calculated at 0.07 tons. The accuracy of the emission data could not be verified since there are two different throughput numbers. This represents an inconsistency in reporting and/or recordkeeping. (see attached.)

4.0 Miscellaneous Information

a) Fugitive Dust Program: Date Submitted: x

KCBX South is operating under the "existing" DTE Energy Services FPOP (attached.)

b) Section 9(a) Factors

No recent complaints.

c) Attainment/Non-Attainment

Located in an area formerly designated moderate non-attainment for PM-10, currently non-attainment for ozone (8 hour standard) and PM-2.5 (24 hour and annual standards.)

d) AER Date of last submission: 05/02/2013

e) Stack Test Performed? Yes No

f) CEM on site? Yes No

g) Annual Plant Wide Emissions

	<u>2012/TPY*</u>
CO	0.52
Part.	10.7
PM10	5.15
NO _x	1.33
SO ₂	0.01
VOM	0.03

* As reported in the Annual Emissions Report.

h) Other/Miscellaneous Issues:

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5.0 Conclusions/Recommendations/Other Comments

09/11/13 and 9/13/13 J. Kotas:

Per observations by Joseph Kotas on September 11, and 13, 2013, and other available information:

1. Section 9(a) of the Act and 35 Ill. Adm. Code 201.141: KCBX Terminals Co. South caused, threatened or allowed the discharge of particulate matter into the atmosphere generated during vehicle movement on paved and unpaved roads on 9/11/13 and 9/13/13 which caused or tended to cause air pollution.
2. Section 9(a) of the Act and 35 Ill Adm. Code Section 212.309, 212.310 and 212.312: KCBX Terminals Co. South has failed to develop, maintain, amend and submit to the Illinois EPA, an operating program designed to significantly reduce fugitive particulate matter emissions.
3. Section 9(a) of the Act and 35 Ill. Adm. Code 212.701: KCBX Terminals Co. South has failed to develop, maintain and submit a PM-10 contingency measure plan to the Illinois EPA.

Attachments? Yes No

1. Fugitive PM Operating Program (DTE)
2. Records rec'd via email on 9/17/13 with "Emission from throughputs."
3. "Emission Control Log,"
4. "Fuel Invoice"
5. Records received 9/25/13 via email
6. Construction Permit Excerpt page 11
7. Emission calculation and Page 11 of construction permit.
8. Diagram for pile identification in Section 2.0 of report.

JKjk

cc: BOA Des Plaines Regional File

JCL/REV.-08/02/08

R-000058

Attachment (3 pages)

DTE Chicago Fuels Terminal, LLC
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. No.: 031600GSF

FUGITIVE DUST PLAN

DTE Chicago Fuels Terminal, LLC (DTE) is submitting this Fugitive Dust Plan in accordance to 35 IAC Section 212.310. DTE is owner of the source and is responsible for the execution of this Fugitive Dust Plan operating program. A map of the source showing emission sources and, if applicable, their related control equipment, as set forth in 35 IAC Section 212.310 (c) and (d), is contained in this plan as Figure 1.

A detailed description of the best management practices utilized by the source to achieve compliance is contained below.

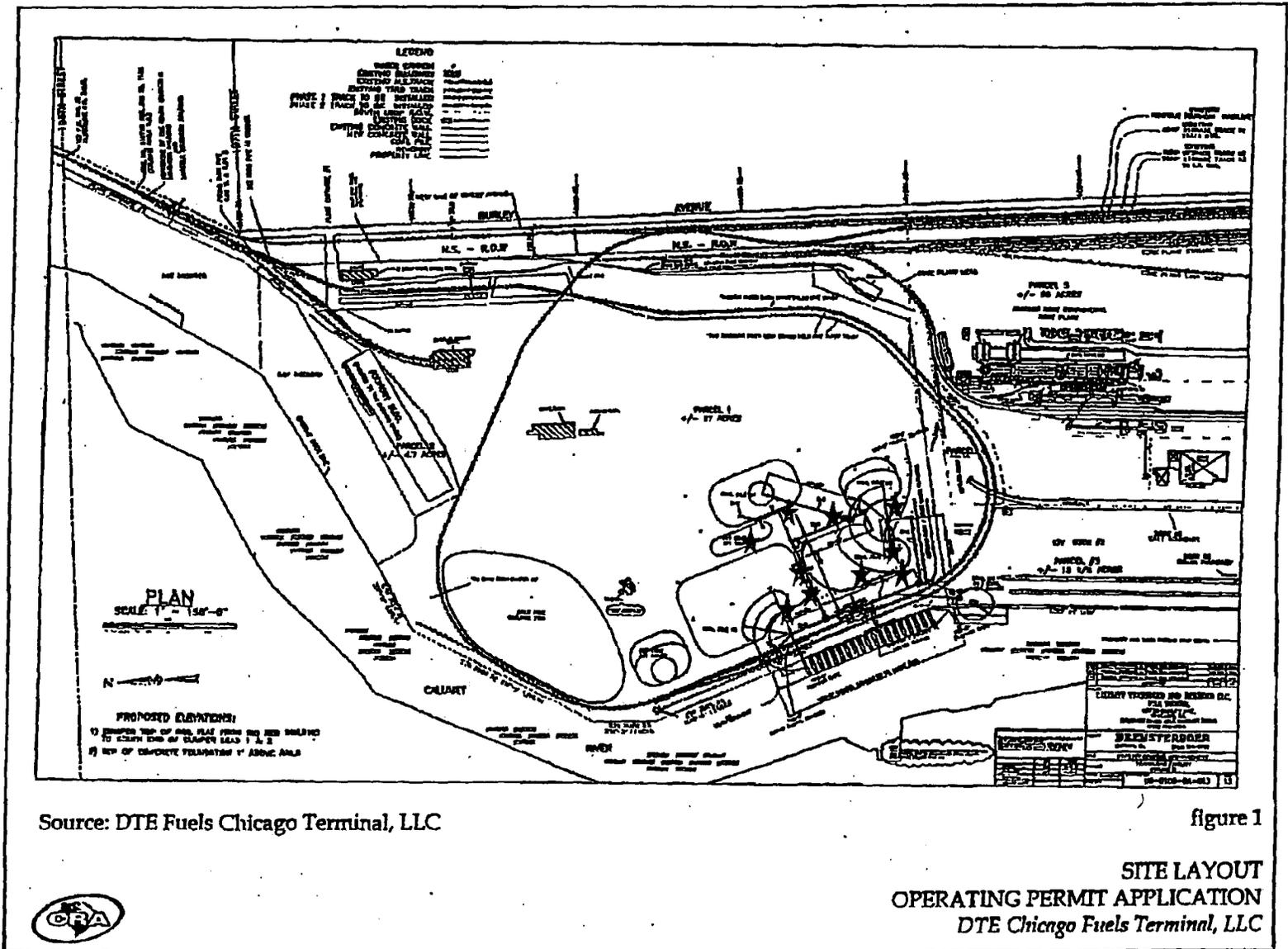
Storage Piles - The ten storage piles at the facility, which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, are controlled by dust suppression water spray (water cannon). The piles are sprayed with water on an as needed basis depending upon weather conditions. When the temperatures are below freezing water suppression will not be used to control fugitive emissions because this would cause the coal products to freeze, therefore not allowing the coal to be processed throughout the facility as necessary. Records of each dust suppression event on the storage piles will be recorded in a logbook and kept at the source at all times.

Traffic Areas - All of the normal traffic pattern access areas surrounding the storage piles and all normal traffic pattern roads and parking facilities which are located on the property shall be treated with water (water truck). The roadways are sprayed with water on an as needed basis depending upon weather conditions. When temperatures are below freezing (32° F or equivalent) water will not be used for dust suppression purposes. While temperatures are below freezing, if dust suppression is needed, a chemical dust suppression agent will be used on an as needed basis. Records of each dust suppression event on the roadways will be recorded in a logbook and kept at the source at all times.

Conveyor Loading Operations - All conveyor loading operations to storage piles are controlled by telescoping chutes and the inherent moisture content of the coal product. The coal, when delivered, has an inherently high moisture content. The inherent high

moisture content coupled with the water applied to the storage piles for fugitive dust suppression provides more than adequate fugitive dust suppression for the conveyor loading operations.

Materials Collected by Pollution Control Equipment - All unloading and transporting operations of materials collected by the railcar unloading bag houses will be recycled back to the railcar unloading system. Fugitive dust suppression consisting of water spray may be used when the filter bag is unloaded depending upon moisture content of the coal dust in the filter bag. Records of each dust suppression event on the filter bag unloading will be recorded in a logbook and kept at the source at all times.



Source: DTE Fuels Chicago Terminal, LLC

figure 1

SITE LAYOUT
 OPERATING PERMIT APPLICATION
 DTE Chicago Fuels Terminal, LLC



032450 (01a), August 2008, F1

Kotas, Joe

From: Walker, Brandon (Chicago) <Brandon.Walker@kochind.com>
Sent: Tuesday, September 17, 2013 8:43 AM
To: Kotas, Joe
Subject: IEPA Information Request - KCBX Terminals
Attachments: Moisture.pdf; Cannon Report - KCBX (North).pdf; Emission Control Log (South).pdf; Fuel Ticket (South).pdf

Mr. Kotas

On Wednesday, 9/11/2013, you visited KCBX Terminals at the 3259 East 100th Street address (KCBX North) and then the Facility at 10730 South Burley Ave (KCBX South). During your visit, KCBX understands that you requested the following information for the KCBX North facility:

1. Moisture content of materials. A spreadsheet with moisture content of materials for the month of August is attached.
2. Inventory of materials. As of August 31, 2013, Coal 157,000 tons; Petcoke 100,000 tons.
3. Water application amounts for the water truck for the month of August. A summary of water truck application amounts is provided below.
4. Water application amounts for the water cannons. Please see the attached PDF titled "Cannon Report - KCBX (North)"

WATER TRUCK APPLICATIONS

Date	Water Truck gal
8/1/2013	12,000
8/2/2013	8,000
8/3/2013	8,000
8/4/2013	0 ¹
8/5/2013	16,000
8/6/2013	20,000
8/7/2013	12,000
8/8/2013	8,000
8/9/2013	8,000
8/10/2013	12,000
8/11/2013	0 ²
8/12/2013	16,000
8/13/2013	24,000
8/14/2013	12,000

NORTH (031600AHI)

Attachment
(4 pages)

R-000063

8/15/2013	8,000
8/16/2013	16,000
8/17/2013	16,000
8/18/2013	16,000
8/19/2013	16,000
8/20/2013	24,000
8/21/2013	28,000
8/22/2013	4,000
8/23/2013	8,000
8/24/2013	16,000
8/25/2013	20,000
8/26/2013	16,000
8/27/2013	48,000
8/28/2013	24,000
8/29/2013	16,000
8/30/2013	8,000
8/31/2013	0 ¹

¹Precipitation was present

²No trucking operations

KCBX understands that you requested the following information for the KCBX South facility:

1. Throughputs for South for the month of August and the methods used. A summary of throughputs for petcoke and coal for the month of August are provided below.
2. A representative sample of emission control logs. Please see attached PDF of an emission control log.
3. A Copy of a Fuel Receipt. Please see attached PDF of a fuel receipt.
4. Emissions from throughputs of a rolling 12 months as of August. A table summarizing the monthly cumulative emissions totals for the period of KCBX operation is provided below.
5. Fuel usage for generators at South for the last 3 months. A table summarizing fuel usage is provided below.
6. Any emissions related to Incidental Soil Crushing/Incidental Soil Screening as outlined in Page 11 of the Construction Permit. KCBX has not performed these activities.

THROUGHPUTS FOR MONTH OF AUGUST

Tons Petcoke received:	15770
Tons Petcoke shipped:	13462

SOUTH

031600
GSF

Tons Coal received:	0
Tons Coal shipped:	35841

coal + pet coke out
49,303
8/13

other report shows
Aug-13 outbound at
88,249.
Aug 2013
discrepancy

Modes of Transportation:

Rail to Pad
Pad to Laker ¹
Truck to Pad
Pad to Truck
Pad to Pad

¹Laker may consist of ships or barges.

SOUTH

rec'd	throughputs	
15770	0	
ship 13462	35841	Jk

Aug 2013 Pet coke coal
thru put defined as "shipped from the site."

EMISSIONS FROM THROUGHPUTS [13462 + 35841 = 49303 tons shipped]

DATE	NOx		SO ₂		CO		VOM		PM ^{non-fug.}		PM ₁₀ ^{non-fug.}		PM _{2.5} ^{non-fug.}	
	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons
Dec-12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Jan-13	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Feb-13	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.01	0.01	0.01	0.01	0.00	0.00
Mar-13	0.06	0.06	0.00	0.00	0.14	0.14	0.02	0.02	0.02	0.03	0.01	0.02	0.01	0.01
Apr-13	0.05	0.11	0.00	0.00	0.02	0.16	0.01	0.03	0.01	0.04	0.01	0.03	0.00	0.01
May-13	0.15	0.26	0.00	0.00	0.01	0.17	0.00	0.03	0.02	0.06	0.01	0.04	0.00	0.01
Jun-13	0.18	0.44	0.00	0.00	0.04	0.21	0.01	0.04	0.04	0.10	0.02	0.06	0.01	0.02
Jul-13	0.00	0.44	0.00	0.00	0.00	0.21	0.00	0.04	0.02	0.12	0.01	0.07	0.00	0.02
Aug-13	0.04	0.48	0.00	0.00	0.02	0.23	0.00	0.04	0.07	0.19	0.03	0.10	0.01	0.03

FUEL USAGE FOR GENERATORS

Equipment	June	July	August
Generators	194 (gal)	0 (gal)	0 (gal)

7, 0.457
0.29
0.214

$$49303 \times .00064 \times 15 \times 58 / 2000 = 0.457 \text{ tons}$$

$$49303 \times .0003 \times 15 \times 58 / 2000 =$$

R-000065

9/11/13 "Emission Control Log (South)" KCBX SOUTH PLANT

KCBX Terminals Company, Inc. Cannon, Water Truck and Truck Wash Usage In accordance with 35 IAC 212.31(6)									
Month	Day	Year	Temp	Weather Conditions	Form Revised 2012-03-08				
Aug		2013	80 F	Sunny	DAY SHIFT				
System	Operator	Equipment Condition OK?	Applied	Coverage	Location	Trips or Run Time Hours	Gallons of Water	Rate	Comments
Cannons	PLC (Leadman)	N/A	Daily	500 ft diameter	Storage Piles	4	132,000	33000 gallons per hour	
Water Truck	HAMPTON	YES	Daily	40 ft Width	Plant Roads/Parking Areas	6	48,000	8000 gallons per load	
		if no, enter comment	Daily	varies	Pad Area	6	48,000	8000 gallons per load	
			Piles Sealed?				0	0	Suppression N/A. Total per 8000 gallons of water?
Truck Wash		N/A	During truck loading	spray bar discharge	Facility Truck Wash (Evening runtime)	0	0	27700 gph of runtime	
NIGHT SHIFT									
System	Operator	Equipment Condition OK?	Applied	Coverage	Location	Trips or Run Time Hours	Gallons of Water	Rate	Comments
Cannons	PLC (Leadman)	N/A	Daily	500 ft diameter	Storage Piles			See PLC Report	
Water Truck		N/A	Daily	40 ft Width	Plant Roads/Parking Areas	0	0	8000 Gal Per Trip	
		if no, enter comment	Daily	varies	Pad Area	0	0	8000 Gal Per Trip	
			Piles Sealed?	No			0	0	
Truck Wash			During truck loading	spray bar discharge	Facility Truck Wash	0	Enter hrs runtime	27700 gph of runtime	

Attachment
(1 page)

General Notes:
 Cells shaded in Yellow require data entry; all other cells should be left as they are
 From December 1 to February 28, No Data Entry is required for the Cannons or the Truck Wash because the systems are winterized
 Be sure to note precipitation in the comments section
 Water Truck usage: Record the number of loads where the majority of the load was displaced. Ex 200 gallons sprayed on a tall pile and the rest was displaced to the roads and parking lot, then the operator would list the load under "Plant Roads/Parking Areas"
 *Chemical application refers to when dust suppressant is applied to inactive areas of stockpiles per the KCBX FPOP.

R-000067

Kotas, Joe

From: Walker, Brandon (Chicago) <Brandon.Walker@kochind.com>
Sent: Wednesday, September 25, 2013 10:45 AM
To: Kotas, Joe
Subject: IEPA Information request - KCBX Terminals
Attachments: Emissions Summary.pdf; Operating scenario emission calculations.pdf

Mr. Kotas

KCBX has provided responses to your information request as outlined below.

Sincerely,
 Brandon Walker
 (773)-978-8518 office

From: Kotas, Joe [mailto:Joe.Kotas@Illinois.gov]
Sent: Tuesday, September 17, 2013 3:19 PM
To: Walker, Brandon (Chicago)
Subject: Information request

Brandon,

Thanks for all of the data you supplied to us earlier today. I would also like some more information, the type of which I have routinely collected in the past from your North plant, mainly records concerning emission data.

Can you please send the emission information from the south plant pursuant to condition 23a. of your permit? (for each month since acquisition?)

Permit07050082

SOUTH PLANT

Condition 23 a ii. Name and total amount of each material shipped (tons/month and tons/year.)

Response: There was no material shipped for December 2012.

Month	Method of Transfer	Petcoke (tons)	Coal (tons)
Dec-12		0	0
Jan-13		0	0

(3 pages)
Attachment

R-000068

Feb-13		0	0
Mar-13	Pad to Truck	0	929
Apr-13	Pad to Truck	3238	18915
May-13	Pad to Truck	3649	21612
Jun-13	Pad to Truck	2623	20276
Jul-13	Pad to Truck	0	22783
Aug-13	Pad to Laker*	52408	0
	Pad to Truck	0	35841
2013 Totals:		61918	120356

*Laker may consist of ships or barges.

iii. Name and amount of material shipped by truck (tons/mo-tons/year)

Response: Presume you meant "name" above; please see above chart

iv. amount of material that is deposited on storage piles (tons/mo tons/year)

Response: This does not count pad to pad transfers.

Month	Method of Transfer	Petcoke (tons)	Coal (tons)
Dec-12	Truck to Pad	13756	0
2012 Totals:		13756	0

Jan-13	Truck to Pad	18182	0
Feb-13		0	0
Mar-13		0	0
Apr-13		0	0
May-13		0	0
Jun-13	Truck to Pad	11160	0
Jul-13	Rail to Pad	503	0
	Truck to Pad	34576	0
Aug-13	Rail to Pad	2308	0
	Truck to Pad	13462	0
2013 Totals:		80191	0

Total
Material Shipped

1.13 10⁶ tons/mo ✓ OK
11.25 10⁶ tons/yr

88,249 tons Aug 13
+ 52408 + 35841 = 88249
88249 ✓

1.13 mm tons/mo ✓ OK
S.C. 14 a.)

Trucking (inbound + outbound)

JUL '13
34576 + 22783 =
57,359 tons/mo
57,359 < 175,000 tons/mo
✓ OK. S.C. 14 b.) JH

viii. Monthly and annual emissions of NO_x, CO, SO₂, PM, PM₁₀ and VOM from the source with supporting calculations (tons/month and tons/year.)

Response: You were provided this in an email to you on 9/17/2013 at 8:43 AM.

AND for the North plant (from permit 95050167):

NORTH

iv. Name and total amount of each bulk solid material (e.g., coal, petroleum coke, etc.) transferred in unenclosed areas, (tons/month and tons/year);

Response:

DATE	Petcoke Transf.		Coal Transferred	
	Unenclosed		Unenclosed	
	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons
Aug-12	155,966	679,557	478,657	2,054,426
Sep-12	100,565	780,122	376,874	2,431,300
Oct-12	193,837	973,959	365,853	2,797,153
Nov-12	152,570	1,126,529	344,277	3,141,430
Dec-12	128,864	1,255,393	218,412	3,359,842
Jan-13	112,802	1,368,195	148,528	3,508,370
Feb-13	56,003	1,424,198	21,372	3,529,742
Mar-13	79,535	1,503,733	173,961	3,703,703
Apr-13	152,280	1,576,659	435,061	3,768,660
May-13	193,454	1,657,359	477,273	3,811,343
Jun-13	198,574	1,736,810	355,317	3,788,582
Jul-13	151,525	1,675,975	430,591	3,826,176
Aug-13	259,586	1,779,595	348,581	3,696,100

NORTH

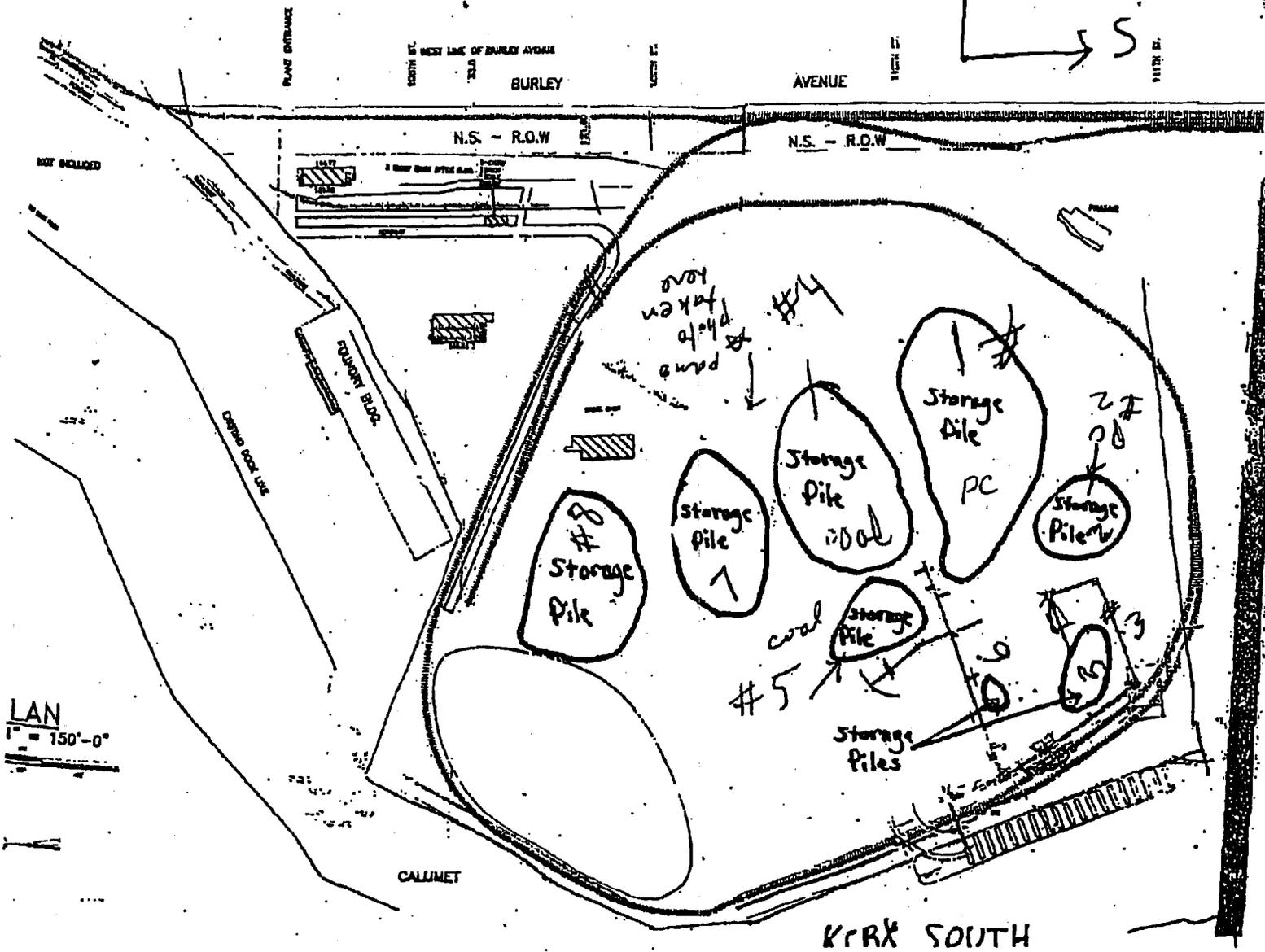
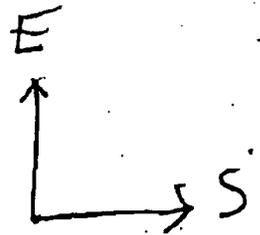
v. Name and total amount of each bulk solid material (e.g., coal, petroleum coke, etc.) material transferred in enclosed areas, (tons/month and tons/year);

Response:

END (see 031600 AHI for more)

R-000070

PLANT LAYOUT



Attachment (1 page)

Dragovich, Michael

From: Pennington, Lori
Sent: Wednesday, November 20, 2013 11:04 AM
To: Dragovich, Michael
Cc: Zeal, Charlie; Brodsky, Valeriy; Bernoteit, Bob
Subject: RE: Time Extension for KCBX Terminals Company

Expires: Monday, May 19, 2014 12:00 AM

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

REVIEWER RDH

OK, its entered

*Lori Pennington
Illinois EPA
Bureau of Air
(217)785-1720*

From: Dragovich, Michael
Sent: Wednesday, November 20, 2013 9:48 AM
To: Pennington, Lori
Cc: Zeal, Charlie; Brodsky, Valeriy; Bernoteit, Bob
Subject: Time Extension for KCBX Terminals Company

Lori,

Please change the due date for KCBX Terminals Company I.D. No. 031600GSF for application No. 07050082, to December 20, 2013.

Thanks,
Mike Dragovich

Dragovich, Michael

From: Zeal, Charlie
Sent: Wednesday, November 20, 2013 10:30 AM
To: Dragovich, Michael
Subject: RE: Time Extension for KCBX Terminals Company

EPA - DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

REVIEWER RDH

Thanks.

From: Dragovich, Michael
Sent: Wednesday, November 20, 2013 9:48 AM
To: Pennington, Lori
Cc: Zeal, Charlie; Brodsky, Valeriy; Bernoteit, Bob
Subject: Time Extension for KCBX Terminals Company

Lori,

Please change the due date for KCBX Terminals Company I.D. No. 031600GSF for application No. 07050082, to December 20, 2013.

Thanks,
Mike Dragovich

R-000072



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 19, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

REVIEWER RDH

Dear Bob:

On behalf of KCBX Terminals Company ("KCBX") and pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), this letter is written to grant the Illinois Environmental Protection Agency ("Illinois EPA") a waiver of its statutory permit application review period for review of the above-referenced construction permit application for an additional 30 days, or until December 20, 2013.

Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

RECEIVED
STATE OF ILLINOIS

NOV 19 2013

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

Environmental Protection Agency
BUREAU OF AIR

3150 ROLAND AVENUE ▲ POST OFFICE BOX 5776 ▲ SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 ▲ FACSIMILE 217-523-4948 ▲ WWW.HDDATTORNEYS.COM

R-000073



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 19, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

EPA - DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

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Our File No. - KCBX:004

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Sincerely,

Katherine D. Hodge

RECEIVED
STATE OF ILLINOIS

NOV 19 2013

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

Environmental Protection Agency
BUREAU OF AIR

3150 ROLAND AVENUE & POST OFFICE BOX 5776 & SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000074

Dragovich, Michael

From: Bernoteit, Bob
Sent: Tuesday, November 19, 2013 1:44 PM
To: Dragovich, Michael; Brodsky, Valeri
Subject: FW: KCBX - Section 39 Waiver
Attachments: Bernoteit02 Ltr - Section 39 Waiver.pdf

EPA - DIVISION OF RECORDS MANAGEMENT
RELEASABLE

JAN 30 2014

REVIEWER RDH

FYI.

Bob Bernoteit
Acting Permit Section Manager,
Illinois EPA, Division of Air Pollution Control

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Tuesday, November 19, 2013 1:41 PM
To: Bernoteit, Bob
Cc: Pressnall, Chris; Katherine D. Hodge
Subject: KCBX - Section 39 Waiver

Mr. Bernoteit:

Please see the attached Section 39 Waiver.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. RDH



HODGE DWYER & DRIVER
ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 19, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

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Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

3150 ROLAND AVENUE & POST OFFICE BOX 5776 & SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000076



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217)782-2829

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR OF RECORDS MANAGEMENT
EPA DIVISION OF RECORDS MANAGEMENT

RELEASABLE

JAN 30 2014

REVIEWER RDH

847-294-4000
847/294-4083 (Fax)

NOV 20 2013

KM Railways, LLC
Mr. Jason W. Russell
4111 East 37th St. North
Wichita, KS 67220

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7007 0710 0005 5716 9757

Re: Violation Notice, L-2013-01304
0316515001 - Cook County
KCBX Terminals South
Compliance File

Dear Mr. Russell:

This constitutes a Violation Notice pursuant to Section 31(a)(1) of the Illinois Environmental Protection Act, 415 ILCS 5/31(a)(1), and is based inspection completed on November 6, 2013 by representatives of the Illinois Environmental Protection Agency ("Illinois EPA").

The Illinois EPA hereby provides notice of alleged violations of environmental laws, regulations, or permits as set forth in the attachment to this notice. The attachment includes an explanation of the activities that the Illinois EPA believes may resolve the specified alleged violations, including an estimate of a reasonable time period to complete the necessary activities. Due to the nature and seriousness of the alleged violations, please be advised that resolution of the violations may also require the involvement of a prosecutorial authority for purposes that may include, among others, the imposition of statutory penalties.

A written response, which may include a request for a meeting with representatives of the Illinois EPA, must be submitted via certified mail to the Illinois EPA within 45 days of receipt of this notice. If a meeting is requested, it shall be held within 60 days of receipt of this notice. The response must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not you wish to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If you wish to enter into a CCA, the written response must also include proposed terms for the CCA that includes dates for achieving each commitment and a may include a statement that compliance has been achieved for some or all of the alleged violations. The proposed terms of the CCA should contain sufficient detail and must include steps to be taken to achieve compliance and the necessary dates by which compliance will be achieved.

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
595 S. State, Elgin, IL 60120 (847) 608-3131
2125 S. First St., Champaign, IL 61820 (217) 278-5800
2009 Main St., Collinsville, IL 62234 (618) 346-5120

9511 Harrison St., Des Plaines, IL 60016 (847) 294-4000
3407 N. University St., Arbor 113, Peoria, IL 61614 (309) 693-3462
2309 W. Main St., Suite 116, Marion, IL 62959 (618) 993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312) 814-6026

PLEASE PRINT ON RECYCLED PAPER

R-000077

KM Railways, LLC

Page 2

The Illinois EPA will review the proposed terms for a CCA provided by you and, within 30 days of receipt, will respond with either a proposed CCA or a notice that no CCA will be issued by the Illinois EPA. If the Illinois EPA sends a proposed CCA, you must respond in writing by either agreeing to and signing the proposed CCA or by notifying the Illinois EPA that you reject the terms of the proposed CCA.

If a timely written response to this Violation Notice L-2013-01304 is not provided, it shall be considered a waiver of the opportunity to respond and meet, and the Illinois EPA may proceed with referral to a prosecutorial authority.

Written communications should be directed to:

Illinois EPA – Bureau of Land
Attn: Charles T. Grigalauski, Regional Manager
9511 West Harrison Street, 3rd Floor
Des Plaines, Illinois 60016

Please include the Violation Number L-2013-01304 and the Site Identification Number 0316515001 on all written communications.

The complete requirements of the Illinois Environmental Protection Act and any Illinois Pollution Control Board regulations cited herein or in the inspection report can be viewed at:

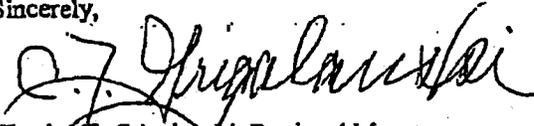
<http://www.ipcb.state.il.us/SLR/TheEnvironmentalProtectionAct.asp>

and

<http://www.ipcb.state.il.us/SLR/PCBAndIEPAEnvironmentalRegulations-Title35.asp>

If you have questions regarding this matter, please contact Calvin Harris at 847/294-4080.

Sincerely,



Charles T. Grigalauski, Regional Manager
Field Operations Section
Bureau of Land

CTG:CH:dfb:KM Railways11-19-13

Attachment

ATTACHMENT A

Pursuant to the Environmental Protection Act 415 ILCS 5/1 et seq., Section 21(a): No one shall cause or allow open dumping.

You are in apparent violation of Section 21(a) for the following reason: Storage pile #8 has been determined to be a waste pile.

Pursuant to 35 Ill. Adm. Code 722.111, a person that generates a solid waste, as defined in 35 Ill. Adm. Code 721.102, must determine if that waste is a hazardous waste using the following method:

- a) The person should first determine if the waste is excluded from regulation under 35 Ill. Adm. Code 721.104.
- b) The person should then determine if the waste is listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721.
- c) For purposes of compliance with 35 Ill. Adm. Code 728, or if the waste is not listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721, the generator must then determine whether the waste is identified in Subpart C of 35 Ill. Adm. Code 721 by either of the following methods:
 - 1) Testing the waste according to the methods set forth in Subpart C of 35 Ill. Adm. Code 721, or according to an equivalent method approved by the Board under 35 Ill. Adm. Code 720.121; or
 - 2) Applying knowledge of the hazard characteristic of the waste in light of the materials or processes used.

Violation of 35 Ill. Adm. Code 722.111 is being alleged for the following reason: Failing to conduct a TCLP analysis toward determining that petcoke is not a hazardous waste.

SUGGESTED RESOLUTIONS

1. IMMEDIATELY remove and properly dispose Storage Pile #8.
2. Within 45 days of receipt of this letter, submit documentation to the Illinois EPA demonstrating that Storage Pile #8 was properly disposed.
3. IMMEDIATELY conduct TCLP hazardous waste analysis for petcoke on-site.

4. **Within 45 days of receipt of this letter, submit documentation to the Illinois EPA demonstrating that petcoke on site does not exhibit characteristics of hazardous waste.**

The written response to this Violation Notice must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not you wish to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If you wish to enter into a CCA, the written response must also include proposed terms for the CCA that includes dates for achieving each commitment and may include a statement that compliance has been achieved for some or all of the alleged violations. The written response must be submitted to the Illinois EPA by certified mail within 45 days of receipt of this Violation Notice.



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217)782-2829
PAT QUINN, GOVERNOR LISA BONNETT, DIRECTOR

847-294-4000
847/294-4083 (Fax)

NOV 20 2013

KCBX Terminals Company
Mr. Brandon Walker
10730 S. Burley Avenue
Chicago, IL 60617

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7007 0710 0005 5716 9764

Re: **Violation Notice, L-2013-01305**
0316515001 - Cook County,
KCBX Terminals South
Compliance File

Dear Mr. Walker:

This constitutes a Violation Notice pursuant to Section 31(a)(1) of the Illinois Environmental Protection Act, 415 ILCS 5/31(a)(1), and is based inspection completed on November 6, 2013 by representatives of the Illinois Environmental Protection Agency ("Illinois EPA").

The Illinois EPA hereby provides notice of alleged violations of environmental laws, regulations, or permits as set forth in the attachment to this notice. The attachment includes an explanation of the activities that the Illinois EPA believes may resolve the specified alleged violations, including an estimate of a reasonable time period to complete the necessary activities. Due to the nature and seriousness of the alleged violations, please be advised that resolution of the violations may also require the involvement of a prosecutorial authority for purposes that may include, among others, the imposition of statutory penalties.

A written response, which may include a request for a meeting with representatives of the Illinois EPA, must be submitted via certified mail to the Illinois EPA within 45 days of receipt of this notice. If a meeting is requested, it shall be held within 60 days of receipt of this notice. The response must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not you wish to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If you wish to enter into a CCA, the written response must also include proposed terms for the CCA that includes dates for achieving each commitment and a may include a statement that compliance has been achieved for some or all of the alleged violations. The proposed terms of the CCA should contain sufficient detail and must include steps to be taken to achieve compliance and the necessary dates by which compliance will be achieved.

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
595 S. State, Elgin, IL 60123 (847) 608-3131
2125 S. First St., Champaign, IL 61820 (217) 278-5800
2009 Mail St., Carlinville, IL 62234 (618) 346-3120

9511 Harrison St., Des Plaines, IL 60016 (847) 294-4000
3407 N. University St., Arber 113, Peoria, IL 61614 (309) 693-5462
2309 W. Main St., Suite 116, Merton, IL 62959 (618) 993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312) 814-6026

PLEASE PRINT ON RECYCLED PAPER

R-000081

KCBX Terminals Company
Page 2

The Illinois EPA will review the proposed terms for a CCA provided by you and, within 30 days of receipt, will respond with either a proposed CCA or a notice that no CCA will be issued by the Illinois EPA. If the Illinois EPA sends a proposed CCA, you must respond in writing by either agreeing to and signing the proposed CCA or by notifying the Illinois EPA that you reject the terms of the proposed CCA.

If a timely written response to this Violation Notice L-2013-01305 is not provided, it shall be considered a waiver of the opportunity to respond and meet, and the Illinois EPA may proceed with referral to a prosecutorial authority.

Written communications should be directed to:

Illinois EPA – Bureau of Land
Attn: Charles T. Grigalowski, Regional Manager
9511 West Harrison Street, 3rd Floor
DesPlaines, Illinois 60016

Please include the Violation Number L-2013-01305 and the Site Identification Number 0316515001 on all written communications.

The complete requirements of the Illinois Environmental Protection Act and any Illinois Pollution Control Board regulations cited herein or in the inspection report can be viewed at:

<http://www.ipcb.state.il.us/SLR/TheEnvironmentalProtectionAct.asp>
and

<http://www.ipcb.state.il.us/SLR/IPCBandIEPAEnvironmentalRegulations-Title35.asp>

If you have questions regarding this matter, please contact Calvin Harris at 847/294-4080.

Sincerely,


Charles T. Grigalowski, Regional Manager
Field Operations Section
Bureau of Land

CTG:CH:dfb:KCBX Terminals Company 11-19-13

Attachment

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You are in apparent violation of Section 21(a) for the following reason: Storage pile #8 has been determined to be a waste pile.

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- a) The person should first determine if the waste is excluded from regulation under 35 Ill. Adm. Code 721.104.
- b) The person should then determine if the waste is listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721.
- c) For purposes of compliance with 35 Ill. Adm. Code 728, or if the waste is not listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721, the generator must then determine whether the waste is identified in Subpart C of 35 Ill. Adm. Code 721 by either of the following methods:
 - 1) Testing the waste according to the methods set forth in Subpart C of 35 Ill. Adm. Code 721, or according to an equivalent method approved by the Board under 35 Ill. Adm. Code 720.121; or
 - 2) Applying knowledge of the hazard characteristic of the waste in light of the materials or processes used.

Violation of 35 Ill. Adm. Code 722.111 is being alleged for the following reason: Failing to conduct a TCLP analysis toward determining that petcoke is not a hazardous waste.

SUGGESTED RESOLUTIONS

1. IMMEDIATELY remove and properly dispose Storage Pile #8.
2. Within 45 days of receipt of this letter, submit documentation to the Illinois EPA demonstrating that Storage Pile #8 was properly disposed.
3. IMMEDIATELY conduct TCLP hazardous waste analysis for petcoke on site.

4. **Within 45 days of receipt of this letter, submit documentation to the Illinois EPA demonstrating that petcoke on site does not exhibit characteristics of hazardous waste.**

The written response to this Violation Notice must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not you wish to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If you wish to enter into a CCA, the written response must also include proposed terms for the CCA that includes dates for achieving each commitment and may include a statement that compliance has been achieved for some or all of the alleged violations. The written response must be submitted to the Illinois EPA by certified mail within 45 days of receipt of this Violation Notice.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
BUREAU OF LAND / FIELD OPERATIONS SECTION
RCRA INSPECTION REPORT

GENERAL FACILITY INFORMATION

USEPA ID #:	ILD099215741	BOL ID #:	0316515001
Facility Name:	KCBX Terminals South	Phone #:	(773) 688-6726
Location:	10730 S. Burley Avenue	County:	Cook
City:	Chicago	State:	Illinois
		Zip Code:	60617
Region:	Des Plaines,	Inspection Date:	11/06/13
		Time:	10:21am-03:40pm
Weather:	Cloudy, mid-50-degrees Fahrenheit		

TYPE OF FACILITY

Notified As:	G3	Regulated As:	G3
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TYPE OF INSPECTION

CEI:	<input checked="" type="checkbox"/>	CME/O&M:	<input type="checkbox"/>	CSI:	<input type="checkbox"/>	NRR:	<input type="checkbox"/>	CCI:	<input type="checkbox"/>	PIF:	<input type="checkbox"/>	CVI:	<input type="checkbox"/>	CSE:	<input type="checkbox"/>	CAO:	<input type="checkbox"/>
FUI to:	Other:																

NOTIFICATION INFORMATION (EPA 8700-12)

Notification Date:	04/15/13 (Initial)	(subsequent)
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PART A PERMIT INFORMATION (EPA 3510-3 OR EPA 8700-23)

Part A Date:	Amended:	Withdrawn:
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PART B PERMIT INFORMATION

(Check one if applicable) Application Submitted?	<input type="checkbox"/>	Permit Issued?	<input type="checkbox"/>	Date:
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ACTIVE ENFORCEMENT

Date facility referred to:	USEPA:	IAGO:	County State's Attorney:
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ACTIVE ENFORCEMENT ORDERS

CACO:	CAFO:	Federal Court Order:
Consent Decree:	IPCB Order:	State Court Order:

TSD FACILITY ACTIVITY SUMMARY

Activity by Process Code	On Part A?	On Part B?	Activity ever done?	Closed?	Being done during inspection?	Exempt per 35 IAC Sec:	On Annual Report:		
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

OWNER

OPERATOR

Name: KM Railways, LLC	Name: KCBX Terminals Company
Address: 4111 East 37th St. North	Address: 10730 S. Burley Avenue
City: Wichita	City: Chicago
State: KS Zip Code: 67220	State: IL Zip Code: 60617
Phone #: (316) 828-7487	Phone #: (773) 688-6726

PERSON(S) INTERVIEWED	TITLE	PHONE #
------------------------------	--------------	----------------

See Narrative		

INSPECTION PARTICIPANTS	AGENCY/BUREAU	PHONE #
--------------------------------	----------------------	----------------

Calvin Harris *	IEPABOL	(847) 294-4080

*Report prepared by this person.

SUMMARY OF APPARENT VIOLATIONS

AREA	SECTION	X	AREA	SECTION	X	AREA	SECTION	X
	21(a)	<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
	722.111	<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>
		<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>

X = CONTINUING VIOLATIONS

Regulation	RCRA CESQG INSPECTION CHECKLIST	Violation
	<p>Section 721.102 Definition of Solid Waste</p>	
721.102(f)	<p>Has the owner/operator in actions to enforce Subtitle C regulations provided appropriate documentation to demonstrate that the material is not a solid waste or is conditionally exempt from regulation? Yes _____ No _____ N/A <u>X</u></p>	
	<p>Section 721.105 Special Requirements for Hazardous Waste Generated by Conditionally Exempt Small Quantity Generators</p>	
	<p>Non-acutely hazardous waste: Are any of the following applicable?</p>	
721.105(a)	<p>The generator has generated 100 Kg or less of hazardous waste in a calendar month Yes <u>X</u> No _____ N/A _____</p>	
721.105(g)(1)	<p>The generator has made a proper hazardous waste determination pursuant to Section 722.111 Yes _____ No <u>X</u> N/A _____</p>	
721.105(g)(2)	<p>The generator has accumulated less than 1,000 Kg of hazardous waste on site at any one time Yes <u>X</u> No _____ N/A _____</p>	
721.105(g)(3)	<p>The generator has either treated or disposed of the hazardous waste on-site or ensured delivery to a permitted off-site treatment, storage or disposal facility pursuant to 721.105(g)(3) Yes _____ No _____ N/A <u>X</u></p>	
	<p>If the answer to any of the above is "No," the generator is subject to regulation under the special provisions of 35 Ill. Adm. Code 722 applicable to generators of greater than 100 kg and less than 1,000 kg of hazardous waste in a calendar month, as well as the requirements of 35 Ill. Adm. Code 702, 703, 723 through 728, and the applicable notification requirements of Section 3010 of the Resource Conservation and Recovery Act. Complete the appropriate checklists.</p>	
	<p>Acutely hazardous waste: Are any of the following applicable?</p>	
721.105(e)(1)	<p>The generator has generated 1 Kg or less of acutely hazardous waste (the "P" wastes of 721.133(e) plus any "F" wastes designated as acutely hazardous under Sections 721.131) in a calendar month Yes _____</p>	
721.105(e)(2)	<p>The generator has generated 100 Kg or less of any residue or contaminated soil, waste or other debris resulting from the clean-up of a spill of any acutely hazardous wastes Yes _____ No <u>X</u> N/A _____</p>	
721.105(f)(1)	<p>The generator has made a proper hazardous waste determination pursuant to Section 722.111 Yes _____ No <u>X</u> N/A _____</p>	722.111
721.105(f)(2)	<p>The generator has accumulated 1 Kg or less of acutely hazardous waste or 100 Kg or less of any residue or contaminated soil, waste or other debris resulting from the clean-up of a spill of acutely hazardous waste on site at any one time Yes _____ No <u>X</u> N/A _____</p>	
721.105(f)(3)	<p>The generator has either treated or disposed of the hazardous waste on-site or ensured delivery to a permitted off-site treatment, storage or disposal facility pursuant to Section 721.105(f)(3) Yes <u>X</u> No _____ N/A _____</p>	
	<p>If the answer to any of the above is "No," the generator is subject to full regulation under the applicable parts of 35 IAC Parts 700 through 728 and the notification requirements of Section 3010 of RCRA. Complete the appropriate checklists.</p>	
721.105(j)	<p>Note: A conditionally-exempt small-quantity generator who mixes its hazardous waste with used oil which is destined to be burned for energy recovery must comply with the requirements in Part 739.</p>	

0316515001-Cook County
Chicago/KCBX Terminals South
FOS
November 13, 2013
Calvin Harris
Page 1

NARRATIVE
Prepared by Calvin Harris

On November 6, 2013, the Illinois Environmental Protection Agency initiated a multi-media inspection at KCBX Terminals South, which is located at 10730 S. Burley Avenue in Chicago. The focus of this inspection was to determine any environmental concerns pertaining to a material colloquially known as petcoke. The inspection team included Joe Kotas (Bureau of Air), Ricardo Ng (Bureau of Water), Allan Anderson (Bureau of Water) and Calvin Harris (Bureau of Land). The inspection team interviewed site representatives Michael Estadt and Peter Rotundo, who accompanied the inspection team during the site tour.

KCBX acquired this site in December 2012 and it receives and distributes petcoke and coal. Petcoke is a fuel source derived from the refineries. This fuel is utilized at facilities such as cement kilns. KCBX customers arrange for these materials to arrive and removed from the site based on demand. Some 45,000 tons of petcoke were on site during the inspection. The site received some 25,000 tons of petcoke in October 2013; approximately 22,000 tons were removed from the site during this time period.

During the inspection, a section of plastic culvert and what appeared to be a small piece of fiber glass insulation sitting next to one of piles of petcoke was placed in a roll-off box upon my request. The site generates a relative small quantity of aerosol cans and is managed as a hazardous waste. I requested documentation including manifests, LDR forms, 8700-12 form, waste profiles to determine the site regulatory status regarding RCRA. I was informed that Brandon Walker will provide this information. Five, 4 foot expired fluorescent tubes were placed in a covered container, per my request. Containerizing the debris and fluorescent tubes resolved apparent violations observed during the inspection.

Mr. Estadt explained to me that various onsite construction projects commenced during February 2013 and are expected to continue through the second quarter of 2014. Some spoils such as railroad ties were observed during the inspection and Mr. Estadt assured that the removal of the spoils will be addressed. In addition, some expired vegetation was observed on a coal pile identified as Storage Pile #8. I was informed that this pile was on the site prior to purchasing the property.

On November 13, 2013, E & H Manager, Brandon Walker of KCBX Terminals provided documentation related to the management of expired fluorescent tubes, a copy of the 8700-12 notification, quantities of material received and shipped off site and he explained that no hazardous waste has been shipped off site (See Attachment 1). A hazardous waste profile has not

0316515001-Cook County
Chicago/KCBX Terminals South
FOS
November 13, 2013
Calvin Harris
Page 2

been provided as of November 18, 2013. The information regarding the 8700-12 notification includes a letter dated April 15, 2013 indicating that hazardous waste codes from another KCBX site were included. In an e-mail dated November 14, 2013, I informed Mr. Walker that the 8700-12 notification needed to be amended and resubmitted since this form requires site specific information. In addition, I mentioned that a notification needed to be completed and submitted for the other KCBX site. An e-mail dated November 13, 2013 and sent to Mr. Estadt inquires when to expect information related to hazardous waste generated on site and to substantiate that pile #8 was on site before the property was purchased. On November 18, 2013, the Agency had not received adequate information related to the most recent inquires.

The following apparent violations were cited:

Environmental Protection Act 415 ILCS 5/1 et seq., Section 21(a): No one shall cause or allow open dumping. Storage Pile # 8 has been determined a waste pile due to vegetative growth observed during the inspection.

35 Ill. Adm. Code 722.111: A person that generates a solid waste, as defined in 35 Ill. Adm. Code 721.102, must determine if that waste is a hazardous waste using the following method:

- a) **The person should first determine if the waste is excluded from regulation under 35 Ill. Adm. Code 721.104.**
- b) **The person should then determine if the waste is listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721.**
- c) **For purposes of compliance with 35 Ill. Adm. Code 728, or if the waste is not listed as a hazardous waste in Subpart D of 35 Ill. Adm. Code 721, the generator must then determine whether the waste is identified in Subpart C of 35 Ill. Adm. Code 721 by either of the following methods:**
 - 1) **Testing the waste according to the methods set forth in Subpart C of 35 Ill. Adm. Code 721, or according to an equivalent method approved by the Board under 35 Ill. Adm. Code 720.121; or**
 - 2) **Applying knowledge of the hazard characteristic of the waste in light of the materials or processes used.**

A hazardous waste determination is required to demonstrate that petcoke piles on site do not exhibit characteristics of hazardous waste.

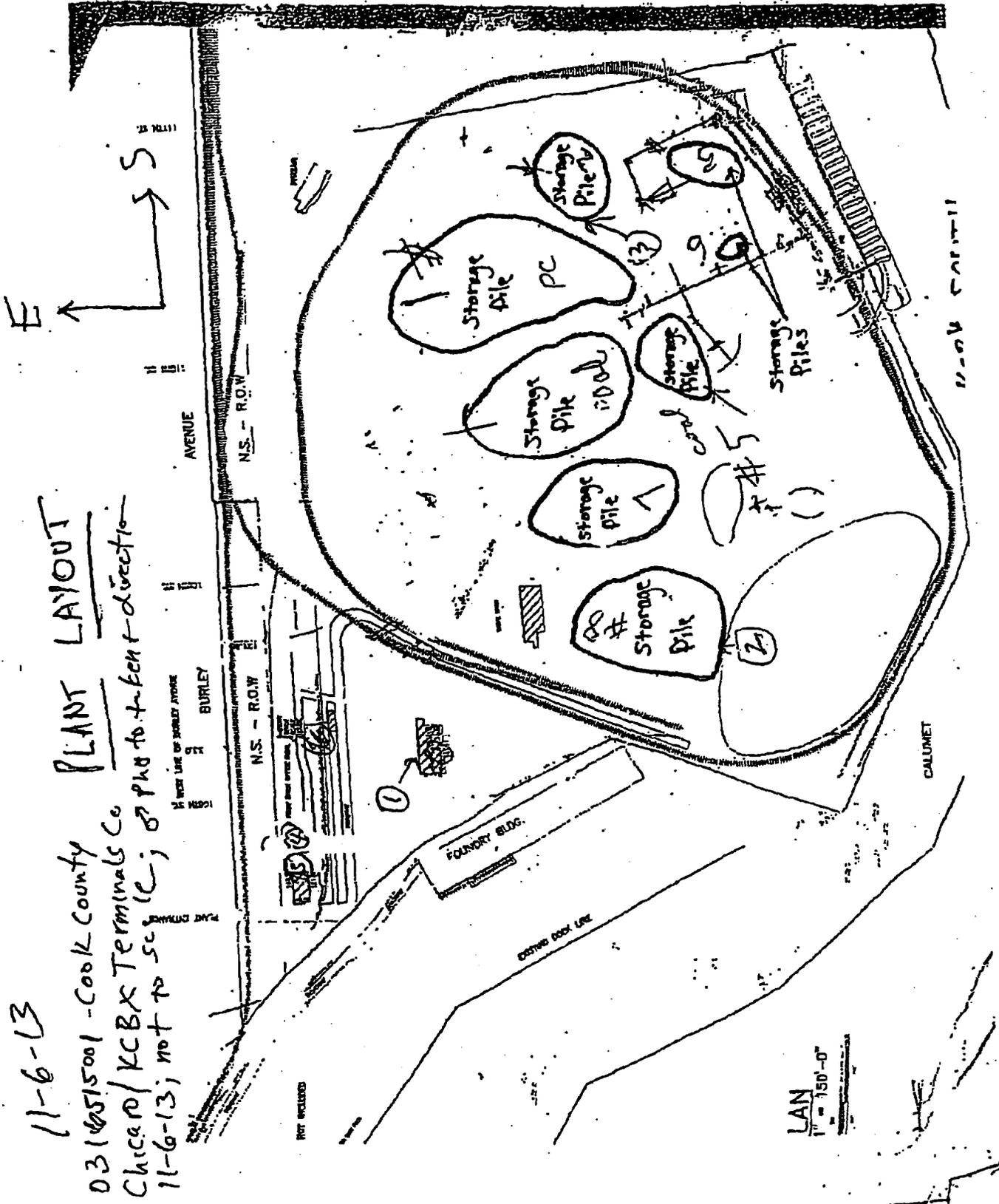
HAZARDOUS WASTE DISPOSITION FORM

Facility Name: KCBX Terminals Company						USEPA ID #:		ILD099215741				
Inspection Date: 11/06/13						IEPA ID #:		0316515001				
Waste Name	Generating Process	Last Analysis Date	USEPA HW #	On Notif. ? (8700-12)	On Part A7 (3510-3 or 8700-23)	On Annual Report for Years:			Amount On-Site	Gener-ation Rate	Last Mani-fest Date	Disposition
See Narrative				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
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				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

11-6-13

PLANT LAYOUT

D316515001 - Cook County
Chicago/KCBX Terminals Co
11-6-13; not to scale; photo to the left - direction





Illinois Environmental Protection Agency
Bureau of Land
Division of Land Pollution Control

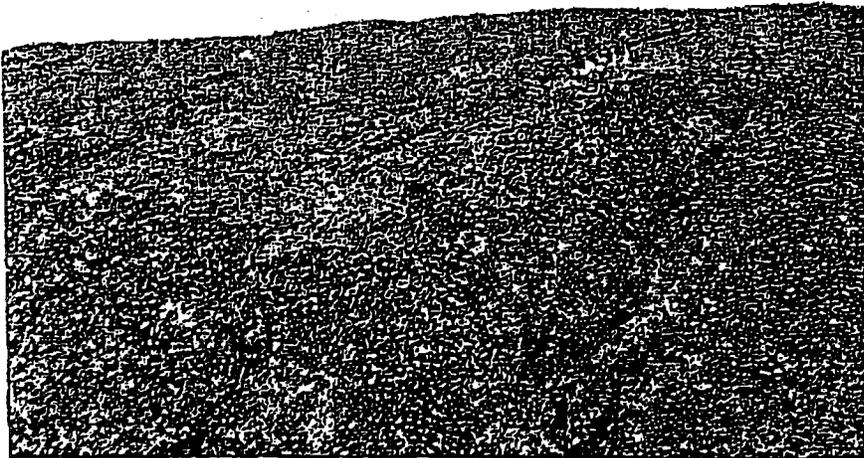
0316515001- Cook County
Chicago/KCBX Terminals Co.
FOS File

DIGITAL PHOTOGRAPHS

File Names: 0316515001-11062013-[Exp. #].jpg
0316515001-11062013-[Exp. #].jpg



Date: 11/06/2013
Time: 10:21 AM-03:40
PM
Direction: N/A
Photo by: C. Harris
Exposure #: 001
Comments: View of
hazardous waste on
site.



Date: 11/06/2013
Time: 10:21 AM-03:40
PM
Direction: East
Photo by: C. Harris
Exposure #: 002
Comments: View of
vegetation on Storage
Pile #8.



Illinois Environmental Protection Agency
Bureau of Land
Division of Land Pollution Control

0316515001- Cook County
Chicago/KCBX Terminals Co.
FOS File

DIGITAL PHOTOGRAPHS

File Names: 0316515001-11062013-[Exp. #].jpg
0316515001-11062013-[Exp. #].jpg



Date: 11/06/2013
Time: 10:21 AM-03:40
PM
Direction: Southeast
Photo by: C. Harris
Exposure #: 003
Comments: View of
petcoke on site.



Date: 11/06/2013
Time: 10:21 AM-03:40
PM
Direction: N/A
Photo by: C. Harris
Exposure #: 004
Comments: View of
expired fluorescent
tubes.

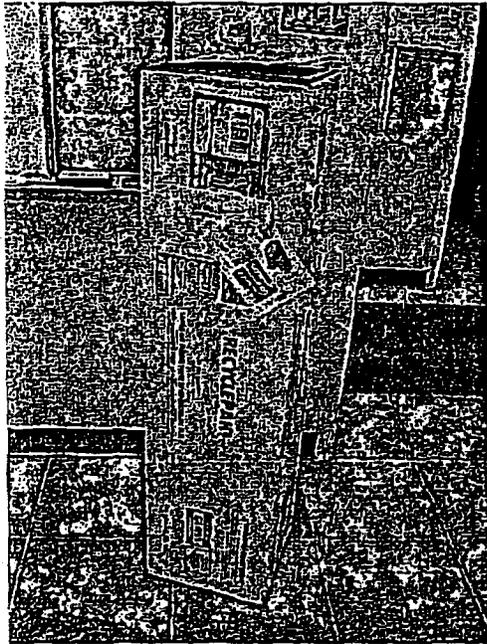


Illinois Environmental Protection Agency
Bureau of Land
Division of Land Pollution Control

0316515001- Cook County
Chicago/KCBX Terminals Co.
FOS File

DIGITAL PHOTOGRAPHS

File Names: 0316515001~11062013-[Exp. #].jpg



Date: 11/06/2013
Time: 10:21 AM-03:40
PM
Direction: N/A
Photo by: C. Harris
Exposure #: 005
Comments: View of
containerized expired
fluorescent tubes.

NO PHOTOGRAPH

Harris, Calvin

Attachment 1

From: Walker, Brandon (Chicago) [Brandon.Walker@kochInd.com]
Sent: Wednesday, November 13, 2013 5:04 PM
To: Harris, Calvin
Subject: KCBX Terminals Information Request
Attachments: Asbestos Manifest 2013-08-28.pdf; Asbestos Profile.pdf; Bulbs and batteries 2013-06-10.pdf; Form 8700-12.pdf

Mr. Harris

On Wednesday, 11/6/2013, you visited KCBX Terminals at 10730 South Burley Ave (KCBX South). During your visit, KCBX understands that you requested the following information for the facility:

1. Copies of waste manifests and waste profiles. A copy of the asbestos manifest and waste profile is attached. KCBX has not shipped any hazardous waste from the Burley Avenue facility.
2. Copies of Universal waste manifests. A copy of waste bulbs and batteries manifest is attached.
3. A copy of Form 8700-12. A copy of the Form is attached.
4. Volume of Petcoke/Coal Inbound and Outbound. Below please find a table responsive to your request as of 10/31/2013.

Tons Petcoke received:	119865
Tons Petcoke shipped:	123876

Tons Coal received:	0
Tons Coal shipped:	234089

5. Current Inventory. As of October 31, 2013, Coal 189,000 tons; Petcoke 36,000 tons.

Sincerely,
Brandon Walker
773.978.8518 (office)



Attachment 1

EverLights

CERTIFICATE OF RECYCLING

Certificate # 700144555

Organization: KCBX Terminals
 Site: 10730 S. Burley Ave
 Chicago, IL 60617

Date: June 10, 2013

<u>QTY.</u>	<u>ITEMS RECEIVED & RECYCLED</u>
26 2' Linear Waste Lamp (13 lbs)
38 4' Linear Waste Lamp (19 lbs)
9 Alkaline Battery Waste (in lbs)
1 Ni-Cad Battery Waste (in lbs)
0 U-Shaped Waste for Recycling
0 Incandescent Waste for Recycling
0 Non-PCB Ballast Waste for Recycling
0 Crushed Waste Lamp Drums for Recycling



EverLights certifies that the above waste has been successfully recycled and disposed of in accordance with all federal and state regulations.

Environmental Coordinator

8027 N. Lawndale Avenue Skokie, IL 60076 • main: 877.934.9873 • fax: 773.734.9874 •

everlights.com

EverLights is a certified WBE/SBE company • Better Business Bureau A+ accredited

Attachment 1

KCBX TERMINALS COMPANY
10730 South Burley Avenue

April 15, 2013

VIA COURRIER

Ms. Donna Nicholson
Illinois Environmental Protection Agency
Records Management Division MC16
P.O. Box 19276
Springfield, IL 62794-9276

Re: Update of Form 8700-12
KCBX Terminals Co.
10730 South Burley Avenue, Chicago, IL 60617
ILD099215741

Dear Ms. Nicholson:

KM Railways LLC recently acquired a bulk solid materials transshipment facility located at 10730 South Burley Avenue in Chicago, IL that is operated by KCBX Terminals Co (KCBX). A review of the DEEP-SEID information at the Illinois Environmental Protection Agency, Bureau of Land (the "Bureau") indicates that an ID Number has been assigned to this location. The purpose of this correspondence is to provide the Bureau with updated information reflecting the change of ownership and also the hazardous waste codes that may be generated at this location.

To date, KCBX has not shipped any hazardous waste from the Burley Avenue facility. KCBX operates another bulk solid materials shipping terminal in south Chicago that has shipped hazardous waste and currently operates as a conditionally exempt small quantity generator. Because of the similarity in functions of the two locations, KCBX believes that, to the extent any hazardous waste is generated at the Burley Avenue facility, this location will also be a conditionally exempt small quantity generator with the same types of hazardous waste as the other south Chicago facility. Therefore, KCBX is including the waste codes from wastes generated at the sister facility on the Form 8700-12 for the Burley Avenue location.

If you have any questions, please contact our EHS Manager, Mr. Brandon Walker at 773.978.8518.

Sincerely,
KCBX Terminals Co. South



Michael P. Estadt, Operations Manager

Encl.

Attachment 1

OMB# 2050-0024; Expires 12/31/2014

SEND COMPLETED FORM TO: The Appropriate State or Regional Office.	United States Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION FORM		
1. Reason for Submittal MARK ALL BOX(ES) THAT APPLY	Reason for Submittal: <input type="checkbox"/> To provide an Initial Notification (first time submitting site identification information / to obtain an EPA ID number for this location) <input checked="" type="checkbox"/> To provide a Subsequent Notification (to update site identification information for this location) <input type="checkbox"/> As a component of a First RCRA Hazardous Waste Part A Permit Application <input type="checkbox"/> As a component of a Revised RCRA Hazardous Waste Part A Permit Application (Amendment # _____) <input type="checkbox"/> As a component of the Hazardous Waste Report (If marked, see sub-bullet below) <input type="checkbox"/> Site was a TSD facility and/or generator of ≥1,000 kg of hazardous waste, >1 kg of acute hazardous waste, or >100 kg of acute hazardous waste spill cleanup (0.001 or more months of the report year (or State equivalent LQG regulations))		
2. Site EPA ID Number	EPA ID Number 1 1 D 0 9 9 2 1 5 7 4 1		
3. Site Name	Name: KCBX Terminals South		
4. Site Location Information	Street Address: 10730 South Burley Avenue City, Town, or Village: Chicago Country: Cook State: IL Country: USA Zip Code: 60617		
6. Site Land Type	<input checked="" type="checkbox"/> Private <input type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Tribal <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other		
6. NAICS Codes for the Site (at least 6-digit codes)	A. 4 8 8 3 1 0 C. _____ B. 4 2 3 5 2 0 D. _____		
7. Site Mailing Address	Street or P.O. Box: 10730 South Burley Avenue City, Town, or Village: Chicago State: IL Country: USA Zip Code: 60617		
8. Site Contact Person	First Name: Brandon MI: _____ Last: Walker Title: EHS Manager Street or P.O. Box: 10730 South Burley Avenue City, Town or Village: Chicago State: IL Country: USA Zip Code: 60617 Email: Brandon.Walker@kochind.com Phone: 773.978.8518 Ext: _____ Fax: _____		
9. Legal Owner and Operator of the Site	A. Name of Site's Legal Owner: KM Railways LLC Date Became Owner: 12/20/2012 Owner Type: <input checked="" type="checkbox"/> Private <input type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Tribal <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other Street or P.O. Box: 4111 East 37th Street North City, Town, or Village: Wichita Phone: 316.628.7847 State: Kansas Country: USA Zip Code: 67220 B. Name of Site's Operator: KCBX Terminals Co. Date Became Operator: 12/20/2012 Operator Type: <input checked="" type="checkbox"/> Private <input type="checkbox"/> County <input type="checkbox"/> District <input type="checkbox"/> Federal <input type="checkbox"/> Tribal <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> Other		

Attachment 1

EPA ID Number 11LD099216741

OMB# 2050-0024; Expires 12/31/2014

10. Type of Regulated Waste Activity (at your site)
 Mark "Yes" or "No" for all current activities (as of the date submitting the form); complete any additional boxes as instructed.

A. Hazardous Waste Activities; Complete all parts 1-10.

- | | |
|---|--|
| <p><input checked="" type="checkbox"/> <input type="checkbox"/> 1. Generator of Hazardous Waste
 If "Yes", mark only one of the following - a, b, or c.</p> <p><input type="checkbox"/> a. LQG: Generates, in any calendar month, 1,000 kg/mo (2,200 lbs./mo.) or more of hazardous waste; or Generates, in any calendar month, or accumulates at any time, more than 1 kg/mo (2.2 lbs./mo.) of acute hazardous waste; or Generates, in any calendar month, or accumulates at any time, more than 100 kg/mo (220 lbs./mo.) of acute hazardous spill cleanup material.</p> <p><input type="checkbox"/> b. SQG: 100 to 1,000 kg/mo (220 - 2,200 lbs./mo.) of non-acute hazardous waste.</p> <p><input checked="" type="checkbox"/> c. CESQG: Less than 100 kg/mo (220 lbs./mo.) of non-acute hazardous waste.</p> <p>If "Yes" above, indicate other generator activities in 2-4.</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 2. Short-Term Generator (generate from a short-term or one-time event and not from on-going processes). If "Yes", provide an explanation in the Comments section.</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 3. United States Importer of Hazardous Waste</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 4. Mixed Waste (hazardous and radioactive) Generator</p> | <p><input type="checkbox"/> <input checked="" type="checkbox"/> 5. Transporter of Hazardous Waste
 If "Yes", mark all that apply.</p> <p><input type="checkbox"/> a. Transporter</p> <p><input type="checkbox"/> b. Transfer Facility (at your site)</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 6. Treater, Storer, or Disposer of Hazardous Waste Note: A hazardous waste Part B permit is required for these activities.</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 7. Recycler of Hazardous Waste</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 8. Exempt Boiler and/or Industrial Furnace
 If "Yes", mark all that apply.</p> <p><input type="checkbox"/> a. Small Quantity On-site Burner Exemption</p> <p><input type="checkbox"/> b. Smelting, Melting, and Refining Furnace Exemption</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 9. Underground Injection Control</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/> 10. Receive Hazardous Waste from Off-site</p> |
|---|--|

B. Universal Waste Activities; Complete all parts 1-2.

- 1. Large Quantity Handler of Universal Waste** (you accumulate 5,000 kg or more) (refer to your State regulations to determine what is regulated). Indicate type of universal waste managed at your site. If "Yes", mark all that apply.
- | | |
|---------------------------------|-------------------------------------|
| a. Batteries | <input checked="" type="checkbox"/> |
| b. Pesticides | <input type="checkbox"/> |
| c. Mercury containing equipment | <input checked="" type="checkbox"/> |
| d. Lamps | <input checked="" type="checkbox"/> |
| e. Other (specify) _____ | <input type="checkbox"/> |
| f. Other (specify) _____ | <input type="checkbox"/> |
| g. Other (specify) _____ | <input type="checkbox"/> |
- 2. Destination Facility for Universal Waste**
 Note: A hazardous waste permit may be required for this activity.

C. Used Oil Activities; Complete all parts 1-4.

- 1. Used Oil Transporter**
 If "Yes", mark all that apply.
- a. Transporter**
- b. Transfer Facility (at your site)**
- 2. Used Oil Processor and/or Re-refiner**
 If "Yes", mark all that apply.
- a. Processor**
- b. Re-refiner**
- 3. Off-Specification Used Oil Burner**
- 4. Used Oil Fuel Marketer**
 If "Yes", mark all that apply.
- a. Marketer Who Directs Shipment of Off-Specification Used Oil to Off-Specification Used Oil Burner**
- b. Marketer Who First Claims the Used Oil Meets the Specifications**

Attachment 1

EPA ID Number 11 L 0 0 9 9 2 1 5 7 4 1

OMB#: 2050-0024; Expires 12/31/2014

D. Eligible Academic Entities with Laboratories—Notification for opting into or withdrawing from managing laboratory hazardous wastes pursuant to 40 CFR Part 262 Subpart K

→ You can ONLY Opt into Subpart K if:

- you are at least one of the following: a college or university; a teaching hospital that is owned by or has a formal affiliation agreement with a college or university; or a non-profit research institute that is owned by or has a formal affiliation agreement with a college or university; AND
- you have checked with your State to determine if 40 CFR Part 262 Subpart K is effective in your state

1. Opting into or currently operating under 40 CFR Part 262 Subpart K for the management of hazardous wastes in laboratories. See the item-by-item instructions for definitions of types of eligible academic entities. Mark all that apply:
- a. College or University
 - b. Teaching Hospital that is owned by or has a formal written affiliation agreement with a college or university
 - c. Non-profit institute that is owned by or has a formal written affiliation agreement with a college or university

2. Withdrawing from 40 CFR Part 262 Subpart K for the management of hazardous wastes in laboratories

11. Descriptions of Hazardous Waste

A. Waste Codes for Federally Regulated Hazardous Wastes. Please list the waste codes of the Federal hazardous wastes handled at your site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page if more spaces are needed.

D001	D002	D035	F001	F002	F003	F005

B. Waste Codes for State-Regulated (i.e., non-Federal) Hazardous Wastes. Please list the waste codes of the State-Regulated hazardous wastes handled at your site. List them in the order they are presented in the regulations. Use an additional page if more spaces are needed.

D001	D002	D035	F001	F002	F003	F005

Deliver to Bureau of Land

DLPC/FOS Headquarters

Mail Code #24

Route to (Check box that applies)	Reviewer	Inspection Type
X	Paul/Todd	Solid Waste Inspections (permitted/unpermitted) (Landfills, Transfer Stations, Compost Facilities) Associated Compliance Documents
	Alan Justice	Open Dump and CCDD Inspections Associated Compliance Documents
	Mike Davison	RCRA Inspections Requests for Administrative Citations RPMS, FSRS & LUST Oversight Associated Compliance Documents
	Todd Marvel	Used Tire Inspections Tire Transportation Registration Applications Associated Compliance Documents
	Tap Hesley	Used Tire Cleanup Documents Used Tire Notifications/Registrations Annual Tire Summary
	Amy Roderick	BOL/UTU/FaCTS Database Inventory Miscellaneous Documents for BOL File
Route BOL documents through Compliance Unit after FOS review		
KCBX Terminals South VN numbers: L-2013-01304; L-2013-01305		
NOV 20 2013 <i>DTG</i>		

FROM: C. Harris, BOL/FOS DES PLAINES REGION

Date: _____ November 20, 2013

R-000102

FILED 11-4-2013

IN THE CIRCUIT COURT FOR COOK COUNTY, ILLINOIS
CHANCERY DIVISION

PEOPLE OF THE STATE OF ILLINOIS,)
ex rel. LISA MADIGAN, Attorney)
General of the State of Illinois,)
)
Plaintiff,)
)
v.)
)
KCBX TERMINALS COMPANY,)
a North Dakota corporation,)
)
Defendant.)

No. 2013CH24788
CALENDAR/ROOM 15
TIME 00:00
Injunction
EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE
JAN 3 0 2014
REVIEWER RDH

COMPLAINT FOR INJUNCTIVE RELIEF AND CIVIL PENALTIES

The PEOPLE OF THE STATE OF ILLINOIS, ex rel. LISA MADIGAN, Attorney General of the State of Illinois, on her own motion and at the request of the Illinois Environmental Protection Agency ("Illinois EPA"), complains of the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

COUNT I

AIR POLLUTION

1. This Count is brought on behalf of the People of the State of Illinois, ex rel. Lisa Madigan, Attorney General of the State of Illinois, on her own motion and at the request of the Illinois EPA, against Defendant KCBX Terminals Company, a North Dakota corporation (the "Defendant"), pursuant to the terms and provisions of Sections 42(d) and (e) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/42(d) and (e) (2012).

2. The Illinois EPA is an administrative agency of the State of Illinois, created by Section 4 of the Act, 415 ILCS 5/4 (2012), and charged, inter alia, with the duty of enforcing the Act.

3. At all times relevant to this Complaint, the Defendant has been and is a North Dakota corporation qualified to transact business in the State of Illinois. It is registered with the Illinois Secretary of State's Office as a foreign corporation and is in good standing.

4. Between December 20, 2012 through the date of the filing of this Complaint, the Defendant has operated and continues to operate a bulk solid materials transloading facility located at 10730 South Burley Avenue, Chicago, Cook County, Illinois (the "Site") for petroleum coke and coal.

5. The Site comprises approximately 90 acres and is bound by the Calumet River to the North, West and South, and railroad tracks and South Burley Avenue to the East. A residential neighborhood is located directly to the east of South Burley Avenue and the Site. Wolfe Playground Park is located approximately 0.2 miles from the entrance to the Site. A baseball diamond is located directly to the east of the southern portion of the Site. Addams Elementary School is located 0.6 miles to the east of the Site, and Washington High School and George Washington Elementary School are located 0.9 miles to the southeast of the Site.

6. Petroleum coke, also known as "pet coke," is a by-product of petroleum refining that is primarily utilized as a replacement fuel or fuel blend for coal-fired power plants and cement kilns. Petroleum coke generally has a very high carbon content (90-95 percent), contains some sulfur and may include trace elements of metals such as vanadium, nickel, chromium and lead.

7. At all times relevant to this Complaint, the Defendant has received and continues to receive petroleum coke and coal by rail, truck, barge or vessel, which is stored in large piles at the Site and then is moved off-site by the same modes of transportation.

8. On September 5, 2013, and such other dates better known to the Defendant, the Defendant had eight piles of petroleum coke and coal at the Site that were between approximately twenty- and sixty-feet in height. On September 20, 2013, and such other dates better known to the Defendant, the Defendant had approximately 350,000 tons of petroleum coke and coal at the Site.

9. At all times relevant to the Complaint, the Defendant has left the petroleum coke and coal piles at the Site uncovered and open to the environment.

10. Between December 20, 2012 and August 30, 2013, and on such other dates better known to the Defendant, the Defendant had (a) six thirty-five foot high water sprinklers to control dust in the southwest portion of the Site and (b) one 8,000 gallon water truck to control dust from the petroleum coke and coal piles on the entire remaining portion of the Site. The Defendant also may have occasionally utilized surfactant, a dust control agent, on 'inactive' piles of petroleum coke and coal at the Site.

11. Between at least December 20, 2012 and the date of the filing of this Complaint, and on such other dates better known to the Defendant, the Defendant threatened or caused the emission of dust from the petroleum coke and coal piles into the atmosphere above the Site due to the Defendant's (a) loading and unloading, conveyance, distribution and storage operations at the Site and (b) inadequate dust control measures at the Site.

12. On August 30, 2013, a visible cloud of black dust from the petroleum coke and coal located at the Site was observed off-Site blowing into the surrounding residential neighborhood.

13. Petroleum coke and coal dust is a type of particulate matter that can be emitted into the environment and carried by the wind into areas surrounding the Site. When petroleum coke and coal dust is blown off the Site into the nearby residential neighborhood, the dust gets into people's eyes, is inhaled and coats people's homes, outside play areas, cars and other personal property, thereby threatening human health and unreasonably interfering with the local residents' enjoyment of life and property.

14. Particulate matter, including petroleum coke and coal dust, may be inhaled into the lungs and cause serious health problems, including aggravated asthma, decreased lung function, increased respiratory symptoms such as difficulty in breathing, irregular heartbeat, nonfatal heart attacks and premature death in people with heart or lung disease.

15. Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), provides as follows:

No person shall:

- (a) Cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

16. Section 3.315 of the Act, 415 ILCS 5/3.315 (2012), provides as follows:

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representative, agent or assigns.

17. The Defendant is a "person" as that term is defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2012).

18. Section 3.165 of the Act, 415 ILCS 5/3.165 (2012), provides as follows:

"Contaminant" is any solid, liquid, or gaseous matter, any odor, or any form of energy, from whatever source.

19. Coal and petroleum coke dust is a "contaminant" as that term is defined by Section 3.165 of the Act, 415 ILCS 5/3.165 (2012).

20. Section 3.115 of the Act, 415 ILCS 5/3.115 (2012), provides as follows:

"Air pollution" is the presence in the atmosphere of one or more contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property.

21. On at least August 30, 2013, and such other dates better known to the Defendant, petroleum coke and coal dust discharged or emitted from the Site into the surrounding neighborhood threatened the human health of the local residents in the vicinity of the Site and unreasonably interfered with their enjoyment of life and/or property. The discharge or emission of petroleum coke and coal dust from the Site constitutes "air pollution," as that term is defined in Section 3.115 of the Act, 415 ILCS 5/3.115 (2012).

22. Between December 20, 2012 and the date of the filing of this Complaint, and on such other dates better known to the Defendant, the Defendant threatened the emission of petroleum coke and coal dust into the residential neighborhood adjacent to the Site due to the Defendant's insufficient dust suppression controls at the Site, particularly during windy conditions.

23. By causing, threatening or allowing the discharge or emission of petroleum coke and coal dust into the environment so as to cause air pollution, the Defendant violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012).

24. Plaintiff is without an adequate remedy at law. Plaintiff will be irreparably injured and violations of pertinent environmental statutes and regulations will continue unless this Court grants equitable relief in the form of permanent injunctive relief.

WHEREFORE, Plaintiff, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that this honorable Court enter a preliminary and, after trial, a permanent injunction in favor of Plaintiff and against the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

1. Finding that the Defendant, KCBX TERMINALS COMPANY, has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
2. Enjoining the Defendant, KCBX TERMINALS COMPANY, from any further violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
3. Ordering the Defendant, KCBX TERMINALS COMPANY, to immediately undertake all necessary corrective action that will result in a final and permanent abatement of violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
4. Assessing against the Defendant, KCBX TERMINALS COMPANY, a civil penalty of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act, and an additional penalty of Ten Thousand Dollars (\$10,000.00) for each day of each violation;
5. Ordering the Defendant, KCBX TERMINALS COMPANY, to pay all costs, pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2012), including any attorney, expert witness, and consultant fees expended by the State in its pursuit of this action; and

6. Granting such other relief as this Court deems appropriate and just.

COUNT II

FAILURE TO AMEND AND MAINTAIN A CURRENT FUGITIVE PARTICULATE MATTER OPERATING PROGRAM

1. This Count is brought on behalf of the People of the State of Illinois, *ex rel.* Lisa Madigan, Attorney General of the State of Illinois, on her own motion, against the Defendant, pursuant to the terms and provisions of Sections 42(d) and (e) of the Act, 415 ILCS 5/42(d) and (e) (2012).

2-14. Plaintiff realleges and incorporates by reference herein paragraphs 3 through 14 of Count I as paragraphs 2 through 14 of this Count II.

15. Section 212.309(a) of the Illinois Pollution Control Board's regulations for fugitive particulate matter (the "Board Fugitive Particulate Matter Regulations"), 35 Ill. Adm. Code 212.309(a), provides as follows:

a) The emission units described in Sections 212.304 through 212.308 and Section 212.316 of this Subpart shall be operated under the provisions of an operating program, consistent with the requirements set forth in Sections 212.310 and 212.312 of this Subpart, and prepared by the owner or operator and submitted to the Agency for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.

16. Sections 212.304(a) entitled "Storage Piles," 212.305 entitled "Conveyor Loading Operations," 212.306 entitled "Traffic Areas," and 212.308 entitled "Spraying or Choke-Feeding Required" of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.304(a), 212.305, 212.306, and 212.308, provide, in pertinent part, as follows:

212.304(a) All storage piles of materials with uncontrolled emissions of fugitive particulate matter in excess of 45.4 Mg per year (50 T/yr) which are located within a source whose potential particulate emissions from all emission units exceed 90.8 Mg/yr (100 T/yr)

shall be protected by a cover or sprayed with a surfactant solution or water, on a regular basis, as needed, or treated by an equivalent method, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.

212.305 All conveyor loading operations to storage piles specified in Section 212.304 of this Subpart shall utilize spray systems, telescopic chutes, stone ladders or other equivalent methods in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.

212.306 All normal traffic pattern access areas surrounding storage piles specified in Section 212.304 of this Subpart and all normal traffic pattern roads and parking facilities which are located on mining or manufacturing property shall be paved or treated with water, oils or chemical dust suppressants. All paved areas shall be cleaned on a regular basis. All areas treated with water, oils or chemical dust suppressants shall have the treatment applied on a regular basis, as needed, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.

212.308 Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program.

17. On August 30, 2013, and such other dates better known to the Defendant, the Defendant maintained (a) storage piles at the Site which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, (b) conveyor loading operations, (c) traffic areas, and (d) activities/equipment requiring spraying or choke-feeding at the Site as covered by Sections 212.304(a), 212.305, 212.306 and 212.308 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.304(a), 212.305, 212.306 and 212.308, thereby requiring the Defendant to operate pursuant to a fugitive particulate matter operating

program in accordance with Section 212.309 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.309.

18. Section 212.310 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310, provides as follows:

As a minimum the operating program shall include the following:

- a) The name and address of the source;
- b) The name and address of the owner or operator responsible for the execution of the operating program;
- c) A map or diagram of the source showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the source;
- d) Location of unloading and transporting operations with pollution control equipment;
- e) A detailed description of the best management practices utilized to achieve compliance with this Subpart, including an engineering specification of particulate collection equipment, application systems for water, oil chemicals and dust suppressants utilized and equivalent methods utilized;
- f) Estimated frequency of application of dust suppressants by location of materials; and
- g) Such other information as may be necessary to facilitate the Agency's review of the operating program.

19. Section 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.312, provides as follows:

The operating program shall be amended from time to time by the owner or operator so that the operating program is current. Such amendments shall be consistent with this Subpart and shall be submitted to the Agency for its review.

20. Between December 20, 2012 and October 3, 2013, the fugitive particulate matter operating program for the Site was a three-page Fugitive Dust Plan submitted to the Illinois EPA by DTE Chicago Fuels Terminal, LLC, the former owner of the Site, and adopted by the

Defendant. A true and correct copy of the Fugitive Dust Plan is attached hereto as Exhibit 1 (the "Fugitive Dust Plan").

21. The Fugitive Dust Plan did not, among other things, (a) list the current owner or operator responsible for the execution of the operating program; (b) provide a current map or diagram showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the Site; (c) provide a detailed description of the Site's best management practices; (d) set forth the estimated frequency of application of dust suppressants by location of materials; (e) indicate a person or persons in a managerial position that is responsible for ensuring that particulates are adequately controlled; (f) delineate ways to evaluate control measures; and (g) provide information concerning the types and amounts of materials received and shipped and any inactive piles. In addition, the Fugitive Dust Plan utilized language, including "as needed" and "as necessary," which is vague and self-regulating.

22. Between December 20, 2012 and October 3, 2013, the Defendant did not amend the Site's fugitive particulate matter operating program and did not submit an amended operating program to the Illinois EPA for review.

23. By failing to maintain a complete fugitive particulate matter operating program, amend the operating program to reflect current operations at the Site and submit an amended operating program to the Illinois EPA for review, the Defendant violated Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312, and thereby also violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012).

24. Plaintiff is without an adequate remedy at law. Plaintiff will be irreparably injured and violations of pertinent environmental statutes and regulations will continue unless this Court grants equitable relief in the form of permanent injunctive relief.

WHEREFORE, Plaintiff, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that this honorable Court enter a preliminary and, after trial, a permanent injunction in favor of Plaintiff and against the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

1. Finding that the Defendant, KCBX TERMINALS COMPANY, has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;

2. Enjoining the Defendant, KCBX TERMINALS COMPANY, from any further violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;

3. Ordering the Defendant, KCBX TERMINALS COMPANY, to immediately undertake all necessary corrective action that will result in a final and permanent abatement of violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;

4. Assessing against the Defendant, KCBX TERMINALS COMPANY, a civil penalty of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act, and an additional penalty of Ten Thousand Dollars (\$10,000.00) for each day of each violation;

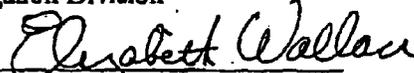
5. Ordering the Defendant, KCBX TERMINALS COMPANY, to pay all costs, pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2012), including any attorney, expert witness, and consultant fees expended by the State in its pursuit of this action; and

6. Granting such other relief as this Court deems appropriate and just.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS
ex rel. LISA MADIGAN, Attorney General
of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
ELIZABETH WALLACE, Chief
Environmental Bureau

Of Counsel
Kathryn A. Pamenter
Assistant Attorney General
69 W. Washington Street, 18th Floor
Chicago, Illinois 60602
312.814.0608

EXHIBIT 1

DTE Chicago Fuels Terminal, LLC
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. No.: 031600GSF

FUGITIVE DUST PLAN

DTE Chicago Fuels Terminal, LLC (DTE) is submitting this Fugitive Dust Plan in accordance to 35 IAC Section 212.310. DTE is owner of the source and is responsible for the execution of this Fugitive Dust Plan operating program. A map of the source showing emission sources and, if applicable, their related control equipment, as set forth in 35 IAC Section 212.310 (c) and (d), is contained in this plan as Figure 1.

A detailed description of the best management practices utilized by the source to achieve compliance is contained below.

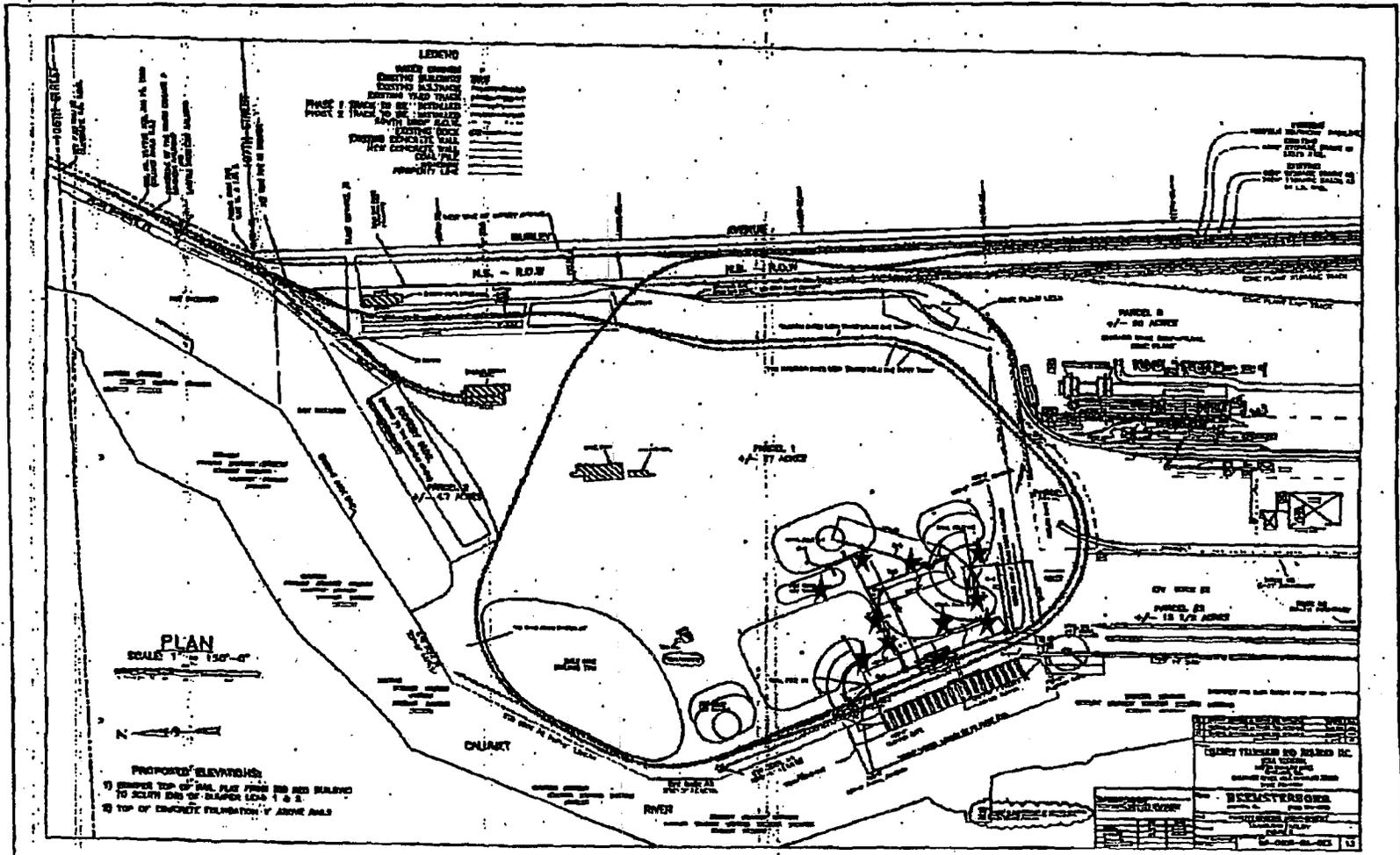
Storage Piles - The ten storage piles at the facility, which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, are controlled by dust suppression water spray (water cannon). The piles are sprayed with water on an as needed basis depending upon weather conditions. When the temperatures are below freezing water suppression will not be used to control fugitive emissions because this would cause the coal product to freeze, therefore not allowing the coal to be processed throughout the facility as necessary. Records of each dust suppression event on the storage piles will be recorded in a logbook and kept at the source at all times.

Traffic Areas - All of the normal traffic pattern access areas surrounding the storage piles and all normal traffic pattern roads and parking facilities which are located on the property shall be treated with water (water truck). The roadways are sprayed with water on an as needed basis depending upon weather conditions. When temperatures are below freezing (32° F or equivalent) water will not be used for dust suppression purposes. While temperatures are below freezing, if dust suppression is needed, a chemical dust suppression agent will be used on an as needed basis. Records of each dust suppression event on the roadways will be recorded in a logbook and kept at the source at all times.

Conveyor Loading Operations - All conveyor loading operations to storage piles are controlled by telescoping chutes and the inherent moisture content of the coal product. The coal, when delivered, has an inherently high moisture content. The inherent high

moisture content coupled with the water applied to the storage piles for fugitive dust suppression provides more than adequate fugitive dust suppression for the conveyor loading operations.

Materials Collected by Pollution Control Equipment - All unloading and transporting operations of materials collected by the railcar unloading bag houses will be recycled back to the railcar unloading system. Fugitive dust suppression consisting of water spray may be used when the filter bag is unloaded depending upon moisture content of the coal dust in the filter bag. Records of each dust suppression event on the filter bag unloading will be recorded in a logbook and kept at the source at all times.



Source: DTE Fuels Chicago Terminal, LLC

figure 1

SITE LAYOUT
 OPERATING PERMIT APPLICATION
 DTE Chicago Fuels Terminal, LLC



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R-000118

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REVIEWER RDH

CHICAGO LEGAL CLINIC, INC.

South Chicago • Pilsen • Austin • Downtown

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* also admitted in Indiana

November 18, 2013

Brad Frost
Illinois EPA
Office of Community Relations
1021 N. Grand Avenue East
Springfield, Illinois 62794-9276

Via e-mail: Brad.Frost@illinois.gov

Dear Mr. Frost:

Please be advised that I represent the Southeast Environmental Task Force. Please accept these comments on proposed modifications at KCBX Terminals Company, 10730 South Burley, Chicago, IL.

SETF requests IL EPA to deny the permit request the basis of its authority under 415 ILCS 5/39(a):

When the Board has by regulation required a permit for the construction, installation, or operation of any type of facility, equipment, vehicle, vessel, or aircraft, the applicant shall apply to the Agency for such permit and it shall be the duty of the Agency to issue such a permit upon proof by the applicant that the facility, equipment, vehicle, vessel, or aircraft will not cause a violation of this Act or of regulations hereunder. The Agency shall adopt such procedures as are necessary to carry out its duties under this Section. In making its determinations on permit applications under this Section the Agency may consider prior adjudications of noncompliance with this Act by the applicant that involved a release of a contaminant into the environment. In granting permits, the Agency may impose reasonable conditions specifically related to the applicant's past compliance history with this Act as necessary to correct, detect, or prevent noncompliance. The Agency may impose such other conditions as may be necessary to accomplish the purposes of this Act, and as are not inconsistent with the regulations promulgated by the Board hereunder. (emphasis added).

SETF asserts the IL EPA should deny the permit request until such time that it possesses a full and complete record – including an opportunity for a public comment period – relating to: 1. prior adjudications of noncompliance by KCBX at this and other Illinois locations; 2. the applicant's past compliance history at this and other Illinois locations; and, 3. conditions necessary to correct, detect or prevent noncompliance.

There is significant evidence of relevant non-compliance in this matter. The People of the State of Illinois *ex rel.* Lisa Madigan, Attorney General of the State of Illinois, filed an enforcement action against KCBX Terminals Company alleging violations of 415 ILCS 5/9(a), 35 Ill. Adm. Code 212.310 and 312. This action included violations arising from the facility Fugitive Dust Plan that incorporates equipment that is directly related to the present permit application. The People of the State of Illinois *ex rel.* Lisa Madigan, Attorney General of the State of Illinois *v.* KCBX Terminals Company, In The Circuit Court of Cook County, 2013CH24788, a true and accurate copy of which is attached to these comments. This Complaint is entirely consistent with public comments received at a public meeting regarding KCBX on Thursday, November 14th at the Eastside United Methodist Church.

There is no unfairness to the permit applicant by withholding permit approval until such time that compliance issues can be thoroughly addressed. KCBX made itself subject to this review by virtue of filing its permit application. IL EPA possesses the authority and responsibility to review these statutorily-mandated compliance factors in its permit review. IL EPA possesses the discretionary authority to grant full and complete public participation, including a written comment period, where there is evidence of significant public interest. This factor is clearly in evidence in the present case. KCBX can avoid an outright permit denial by extending the deadline for IL EPA to make a decision on the permit application. In the absence of a full, public review of the factors mandated by 415 ILCS 5/39(a), the IL EPA possesses insufficient information to make a decision on the permit application, and the permit should be denied.

Thank you for your consideration of these comments.

Sincerely,



Keith Harley
Attorney for Southeast Environmental Task Force

Enc.

Bernoteit, Bob

From: Pressnall, Chris
Sent: Thursday, December 05, 2013 4:27 PM
To: Frost, Brad
Cc: Armitage, Julie; Bernoteit, Bob
Subject: FW: Bundle of Petcoke Citizen Pollution Complaints

Brad -

Julie has asked that a copy of all complaints/comments received on this matter be provided to Bob Bernoteit ASAP. Please give him everything that you have amassed.

Thanks,

Christopher Pressnall
Assistant Counsel
Illinois EPA
(217) 782-5544
chris.pressnall@illinois.gov

CONFIDENTIALITY NOTE:

This e-mail and any attachments are confidential and may be protected by legal privilege. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of this e-mail or any attachment is prohibited. If you have received this e-mail in error, please notify me immediately by returning it to the sender, and delete this copy from your system. Thank you for your cooperation.

RNF

From: Neibergall, Kurt
Sent: Thursday, December 05, 2013 2:26 PM
To: Frost, Brad; Page, Ken; Pressnall, Chris
Cc: Dowd, Elmo
Subject: Bundle of Petcoke Citizen Pollution Complaints

Hi guys—we received a bundle of approximately 50 Citizen Pollution Complaint forms in the mail today in an envelope with a Southeast Environmental Task return address label and no other letter/note. The same person filled in the Responsible Party/Company Name with "KCBX- Koch" and their address, copied the form and then handed them out to be filled out the rest of the way. Brad— I'll leave the bundle on my round table if you want to pick these up to compile with the other complaints we've already received. Thanks, Kurt

Dragovich, Michael

From: Frost, Brad
Sent: Wednesday, November 06, 2013 2:23 PM
To: Frost, Brad; Williams, Sharonda; Youngblut, Steven; Salis, Emilio; Pressnall, Chris; Page, Ken; Dragovich, Michael; Bernoteit, Bob; Brodsky, Valeriy; Mason, Andrew; Lieberoff, Barb; Sofat, Sanjay; Crislip, Larry
Cc: Neibergall, Kurt; Armitage, Julie; Bonnett, Lisa; Elzinga, Sherrie; DeRochi, Rochelle
Subject: RE: Discuss KCBX community outreach meeting

Sorry, I'm getting my days mixed up. It is Tuesday the 12th (not 14th).

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REVIEWER RDH

Brad Frost
Office of Community Relations
Illinois EPA
1021 North Grand Avenue, East
PO Box 19506
Springfield, IL 62794-9506
217/782-7027
217/524-5023 fax
brad.frost@illinois.gov

From: Frost, Brad
Sent: Wednesday, November 06, 2013 2:21 PM
To: Frost, Brad; Williams, Sharonda; Youngblut, Steven; Salis, Emilio; Pressnall, Chris; Page, Ken; Dragovich, Michael; Bernoteit, Bob; Brodsky, Valeriy; Mason, Andrew; Lieberoff, Barb; Sofat, Sanjay; Crislip, Larry
Cc: Neibergall, Kurt; Armitage, Julie; Bonnett, Lisa; Elzinga, Sherrie; DeRochi, Rochelle
Subject: RE: Discuss KCBX community outreach meeting

The meeting is being moved to the Director's Office Conference Room. Same day and time, Tuesday, Nov. 14 from 11:00 am to noon.

Rochelle, please provide the call in number for the conference room to Sharonda, Andrew and Larry Crislip.

Thanks,
Brad

Brad Frost
Office of Community Relations
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1021 North Grand Avenue, East
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Springfield, IL 62794-9506
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brad.frost@illinois.gov

-----Original Appointment-----

From: Frost, Brad
Sent: Tuesday, November 05, 2013 4:20 PM
To: Williams, Sharonda; Youngblut, Steven; Salis, Emilio; Pressnall, Chris; Page, Ken; Dragovich, Michael; Bernoteit, Bob; Brodsky, Valeriy; Mason, Andrew; Lieberoff, Barb
Cc: Neibergall, Kurt; Armitage, Julie
Subject: Discuss KCBX community outreach meeting

When: Tuesday, November 12, 2013 11:00 AM-12:00 PM (GMT-06:00) Central Time (US & Canada).
Where: EPA.BOA.AQP.Conf

Dragovich, Michael

From: Frost, Brad
Sent: Tuesday, November 05, 2013 4:17 PM
To: Pressnall, Chris; Page, Ken
Cc: Neibergall, Kurt; Brodsky, Valeriy; Dragovich, Michael; Williams, Sharonda
Subject: KCBX factsheet
Attachments: KCBX Conveyor.docx

Attached is the factsheet. The formatting is not complete but you will be able to comment on the content. Please give me your comments by noon tomorrow. I've kept it very simple and to the point of the subjects that we are planning to discuss on the 14th.

Brad

Brad Frost
Office of Community Relations
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PO Box 19506
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Factsheet

KCBX Terminals Company South Facility November 2013

Meeting

The Illinois EPA will be holding a meeting on November 14, 2013 at 6:30 PM at the Eastside United Methodist Church, 11000 S. Ewing Ave. in Chicago to discuss and answer questions about the permit request described in the factsheet below.

Background

In December 2012, KCBX Terminals Company (KCBX) bought the DTE Chicago Fuels Terminal, LLC bulk terminal located at 10730 South Burley Avenue in Chicago. The facility stores and transfers bulk solid materials and primarily handles coal and coke products. The facility's operations include loading and unloading of materials from railcars, trucks and barges and conveying those materials to and from storage piles onsite.

Permitting

In July 2013, KCBX submitted an application to the Illinois EPA Bureau of Air requesting the ability to move 12 portable conveyors to this location that are currently located at KCBX's 3259 E. 100th Street bulk materials terminal. KCBX would also retain the ability to use the conveyors at the North Facility. The application does not request an increase in the amount of material that may be moved on-site. KCBX has previously been issued a construction permit (07050082) to install new conveyors and other equipment at the facility. The construction permit is being revised to include the new conveyors that the company has applied to install.

Fugitive emissions and Enforcement

The Illinois EPA recognizes that there are incidents where fugitive dust emissions have left the property and has been working with the Illinois Attorney General's office to bring an enforcement action to correct the problem of fugitive dust leaving the facility. The Illinois EPA and the Attorney General's Office are working on an Interim Order to address the fugitive emissions.

KCBX has a fugitive dust plan for the facility. As part of that plan, KCBX has installed numerous water cannons to reduce fugitive emissions from the storage piles and will be establishing a meteorological station at the facility to help automate the dust suppression systems and better predict when weather events may occur that could cause fugitive emissions.

If there are fugitive emissions from the site, who should I contact?

The Illinois EPA has complaint logs that it is asking residents to fill out when there are fugitive emission events and submit to the Agency. The logs provide the Illinois EPA with documentation that is helpful in enforcement actions to show the impact of the emissions offsite. The complaint logs may be obtained by contacting the Illinois EPA representative listed at the bottom of this factsheet.

Complaints may also be submitted to the Illinois EPA complaint lines at <http://epa.state.il.us/pollution-complaint/> or 888-372-1996.

What happens next?

The Illinois EPA will maintain communication with the neighborhood including holding meetings and developing further factsheets as needed. Please contact the Illinois EPA representative below to be added to the mailing list.

T

For More Information:

If you have questions or would like to be put on a mailing list to be kept informed of updates in the Southeast Chicago area, please contact:

Brad Frost
Illinois EPA
Office of Community Relations
1021 N. Grand Avenue East
Springfield, Illinois 62794-9276
217-782-7027
Brad.Frost@illinois.gov

Dragovich, Michael

JAN 30 2014

From: Williams, Sharonda
Sent: Tuesday, November 05, 2013 3:18 PM
To: Page, Ken; Frost, Brad; chris.presnall@illinois.gov; Dragovich, Michael
Subject: RE: KCBX Meeting

REVIEWER RDH

Hello everyone:

Very interesting conference call. Thank you for looping me in. There seems to be many facets to the KCBX case and the intense media scrutiny adds another element. Having this meeting sooner than later provides the public with the opportunity to air their concerns and shows that IL EPA is there to listen. As someone mentioned on the call (It is difficult to determine who is saying what on a conference call sometimes) this will probably be the most difficult meeting for us because it is the first. In subsequent conversations we will have already created a dialogue with the community on this subject and will have more information to disseminate. Though most questions will be about air pollution I think it would be good to have someone from the Bureau of Water present to address any water pollution concerns. Below I have provided some questions that I would want answered based on what I have read in the news recently. Please let me know how I can assist with preparation for next week's meeting.

What is IL EPA doing in regard to having KCBX install safeguards to protect the community from the dust coming off the petcoke piles?

Under the terms of a federal legal settlement, BP is required to store any petcoke at the Whiting refinery behind 40-foot-high walls. But state permits for the Chicago storage sites are less stringent, requiring the owners only to spray water on their uncovered piles of petcoke and coal during warmer months.

We may want to be prepared to clarify this statement. It makes the state permit requirements look weak.

Is IL EPA looking into adopting regulations similar to those in California where piles of petcoke are required to be covered?

Sharonda

From: Page, Ken
Sent: Tuesday, November 05, 2013 10:32 AM
To: Williams, Sharonda
Subject: FW: KCBX Meeting

Sharonda,

We have a meeting scheduled at 1:30 today to discuss KCBX/petroleum coke and our upcoming meeting. You can call into the conference room at 217-558-1636. The meeting notice is attached.

Kenneth L. Page
Environmental Justice Officer
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276

Springfield, Illinois 62794-9276
(o) 217-524-1284
(f) 217-785-8346
ken.page@illinois.gov

Dragovich, Michael

From: Frost, Brad
Sent: Monday, November 04, 2013 1:11 PM
To: Peggy Salazar
Cc: Page, Ken
Subject: KCBX Conveyor Permit
Attachments: 07050082.pdf

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REVIEWER RDH

Peggy,

Sorry, I gave you some bad information. I didn't realize that the current open application was to revise a previously issued construction permit and so didn't look at our database that way when talking to you on the phone. KCBX was issued a permit to install conveyors and other equipment to the 10730 South Burley Avenue facility, attached is the most recently revised permit from April 2013. Sorry about the confusion.

Brad

Brad Frost
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217/782-7027
217/524-5023 fax
brad.frost@illinois.gov

217/785-1705

CONSTRUCTION PERMIT -- NSPS and NESHAP SOURCE -- REVISED

PERMITTEE

KCBX Terminals Company
Attn: Brandon Walker
3259 East 100th Street
Chicago, Illinois 60617

Application No.: 07050082

I.D. No.: 031600GSF

Applicant's Designation:

Date Received: March 11, 2013

Subject: Conveyor Addition

Date Issued: April 18, 2013

Location: 10730 South Burley Avenue, Chicago, 60617

Permit is here by granted to the above-designated Permittee to CONSTRUCT emission source(s) and/or air pollution control equipment consisting of the following:

Two (2) Rail Unloaders (RU-1 and RU-2);
Truck Unloading (TU-1);
Twelve (12) Fixed Conveyors (FC-1, FC-2, FC-3, FC-4, FC-5, FC-6, FC-7, FC-8, FC-9, FC-10, FC-11, and FC-12);
Ten (10) Portable Conveyors (PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11, and PC-12);
One (1) Portable Hopper (PH-1);
One (1) Portable Feeder (PF-1);
One (1) Rental Portable Crusher/Screen (PCS-1);
Four (4) Stacking Conveyors (SC-1, SC-2, SC-3, and SC-4);
Two (2) 779 bhp Diesel-Powered Generators (DG-1 and DG-2);
Six (6) 118 HP Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8);
One (1) 400 HP Diesel-Powered Generator (DG-9);
One (1) 375 HP Diesel-Powered Generator (DG-10); and
Bulk Material Storage Piles

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

- 1a. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and the construction of the diesel generators and portable conveyors not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major

R-000130

Stationary Sources Construction and Modification. The source has requested that the Illinois EPA establish emission limitations and other appropriate terms and conditions in this permit that limit the emissions of Nitrogen Oxides (NO_x) and Particulate Matter less than 10 microns (PM₁₀) from the above-listed equipment below the levels that would trigger the applicability of these rules.

- b. The Permittee may operate the equipment listed above under this construction permit until the Illinois EPA takes final action on the Permittee's application for a Federally Enforceable State Operating Permit (FESOP) provided that the Permittee timely complies with all the terms of this construction permit. In accordance with the existing operating component of this permit, the Permittee may continue to operate the equipment listed in prior versions of this permit, including the Joint Construction and Operating Permit, issued February 13, 2008, and the revised version issued May 21, 2009, until final action is taken on the aforementioned FESOP application.
- 2a. Diesel-Powered Generators DG-1 through DG-10 are subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60 Subparts A and IIII. The Illinois EPA is administering the NSPS in Illinois on behalf of the United States EPA under a delegation agreement. Pursuant to 40 CFR 60.4200(a), the provisions of 40 CFR 60 Subpart IIII are applicable to manufacturers, owners, and operators of stationary compression ignition (CI) internal combustion engines (ICE) and other persons as specified in 40 CFR 60.4200(a)(1) through (4). For the purposes of 40 CFR 60 Subpart IIII, the date that construction commences is the date the engine is ordered by the owner or operator.
 - i. Owners and operators of stationary CI ICE that commence construction after July 11, 2005, where the stationary CI ICE are manufactured after April 1, 2006, and are not fire pump engines,
 - ii. Owners and operators of any stationary CI ICE that are modified or reconstructed after July 11, 2005 and any person that modifies or reconstructs any stationary CI ICE after July 11, 2005.
 - iii. The provisions of 40 CFR 60.4208 are applicable to all owners and operators of stationary CI ICE that commence construction after July 11, 2005
- b. Pursuant to 40 CFR 60.4201(a), stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.

- c. Pursuant to 40 CFR 60.4204(b), owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in 40 CFR 60.4201 for their 2007 model year and later stationary CI ICE as applicable.
- 3a. Diesel-Powered Generators DG-1 through DG-10 are subject to the National Emission Standards for Hazardous Air pollutants (NESHAP) Stationary Reciprocating Internal Combustion Engines, 40 CFR 63 Subparts A and ZZZZ. The Illinois EPA is administering the NESHAP in Illinois on behalf of the USEPA under a delegation agreement. Pursuant to 40 CFR 63.6590(a), an affected source is any existing, new, or reconstructed stationary RICE located at a major or area source of HAP emissions, excluding stationary RICE being tested at a stationary RICE test cell/stand.
- b. Pursuant to 40 CFR 63.6590(c)(1), new or reconstructed stationary RICE located at an area source must meet the requirements of 40 CFR 63.6590(c) by meeting the requirements of 40 CFR part 60 subpart IIII, for compression ignition engines or 40 CFR part 60 subpart JJJJ, for spark ignition engines. No further requirements apply for such engines under this part.
- 4a. Pursuant to 40 CFR 89.112(a), exhaust emission from nonroad engines to which 40 CFR 89 Subpart B is applicable shall not exceed the applicable exhaust emission standards contained in Table 1, as follows:

Table 1.-Emission Standards (g/kW-hour)

Rated Power (kW)	Tier	Model Year ¹	NO _x	HC	NMHC + NO _x	CO	PM
75 ≤ kW < 130	Tier 1	1997	9.2	--	--	--	--
	Tier 2	2003			6.6	5.0	0.30
	Tier 3	2007		--	4.0	5.0	
130 ≤ kW < 225	Tier 1	1996	9.2	1.3	--	11.4	0.54
	Tier 2	2003	--	--	6.6	3.5	0.20
	Tier 3	2006	--	--	4.0	3.5	
225 ≤ kW < 450	Tier 1	1996	9.2	1.3	--	11.4	0.54
	Tier 2	2002	--	--	6.6	3.5	0.20
	Tier 3	2006	--	--	4.0	3.5	
kW>560	Tier 1	2000	9.2	1.3	--	11.4	0.54
	Tier 2	2006	--	--	6.4	3.5	0.20

¹ The model years listed indicates the model years for which the specified tier of standards take effect.

- b. Pursuant to 40 CFR 89.112(d), in lieu of the NO_x standards, NMHC + NO_x standards, and PM standards specified in 40 CFR 89.112(a), manufacturers may elect to include engine families in the averaging, banking, and trading program, the provisions of which are specified in 40 CFR 89 Subpart C. The manufacturer must set a family emission limit (FEL) not to exceed the levels contained in Table 2. The FEL

established by the manufacturer serves as the standard for that engine family. Table 2 follows:

Table 2.--Upper Limit for Family Emission Limits (g/kW-hour)

Rated Power (kW)	Tier	Model Year ¹	NO _x FEL	NMHC + NO _x FEL	PM FEL
75 ≤ kW < 130	Tier 1	1997	14.6	--	1.2
	Tier 2	2003	--	11.5	
	Tier 3	2007	--	6.6	
130 < kW < 225	Tier 1	1996	14.6	--	--
	Tier 2	2003	--	10.5	0.54
	Tier 3	2006	--	6.6	
225 < kW < 450	Tier 1	1996	14.6	--	--
	Tier 2	2001	--	10.5	0.54
	Tier 3	2006	--	6.4	
kW > 560	Tier 1	2000	14.6	--	--
	Tier 2	2006	--	10.5	0.54

¹ The model years listed indicates the model years for which the specified tier of standards take effect.

- c. Pursuant to 40 CFR 89.112(e), naturally aspirated nonroad engines to which 40 CFR 89 Subpart B is applicable shall not discharge crankcase emissions into the ambient atmosphere, unless such crankcase emissions are permanently routed into the exhaust and included in all exhaust emission measurements. This provision applies to all Tier 2 engines and later models. This provision does not apply to engines using turbochargers, pumps, blowers, or superchargers for air induction.
- d. Pursuant to 40 CFR 89.113(a), exhaust opacity from compression-ignition nonroad engines for which 40 CFR 89 Subpart B is applicable must not exceed:
- i. 20 percent during the acceleration mode;
 - ii. 15 percent during the lugging mode; and
 - iii. 50 percent during the peaks in either the acceleration or lugging modes.
- 5a. Pursuant to 35 Ill. Adm. Code 212.123(a), no person shall cause or allow the emission of smoke or other particulate matter, with an opacity greater than 30 percent, into the atmosphere from any emission unit other than those emission units subject to the requirements of 35 Ill. Adm. Code 212.122.
- b. Pursuant to 35 Ill. Adm. Code 212.123(b), the emission of smoke or other particulate matter from any such emission unit may have an opacity greater than 30 percent but not greater than 60 percent for a period or periods aggregating 8 minutes in any 60 minute period provided that such opaque emissions permitted during any 60 minute

period shall occur from only one such emission unit located within a 305 meter (1000 foot) radius from the center point of any other such emission unit owned or operated by such person, and provided further that such opaque emissions permitted from each such emission unit shall be limited to 3 times in any 24 hour period.

- c. Pursuant to 35 Ill. Adm. Code 212.301, no person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.
- d. Pursuant to 35 Ill. Adm. Code 212.316(b), no person shall cause or allow fugitive particulate matter emissions generated by the crushing or screening of slag, stone, coke or coal to exceed an opacity of 10 percent.
- e. Pursuant to 35 Ill. Adm. Code 212.316(f), unless an emission unit has been assigned a particulate matter, PM_{10} , or fugitive particulate matter emissions limitation elsewhere in 35 Ill. Adm. Code 212.316 or in 35 Ill. Adm. Code 212 Subparts R or S, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.
- f. Pursuant to 35 Ill. Adm. Code 212.321(a), except as further provided in 35 Ill. Adm. Code Part 212, no person shall cause or allow the emission of particulate matter into the atmosphere in any one hour period from any new process emission unit which, either alone or in combination with the emission of particulate matter from all other similar process emission units for which construction or modification commenced on or after April 14, 1972, at a source or premises, exceeds the allowable emission rates specified in 35 Ill. Adm. Code 212.321(c).
- g. Pursuant to 35 Ill. Adm. Code 212.324(b), except as otherwise provided in 35 Ill. Adm. Code 212.324, no person shall cause or allow the emission into the atmosphere, of PM_{10} from any process emission unit to exceed 68.7 mg/scm (0.03 gr/scf) during any one hour period.
- h. Pursuant to 35 Ill. Adm. Code 212.700(a), 35 Ill. Adm. Code 212 Subpart UU (Additional Control Measures) shall apply to those sources in the areas designated in and subject to 35 Ill. Adm. Code 212.324(a)(1) or 212.423(a) and that have actual annual source-wide emissions of PM_{10} of at least fifteen (15) tons per year.
- 6a. Pursuant to 35 Ill. Adm. Code 214.122(b)(2), no person shall cause or allow the emission of sulfur dioxide into the atmosphere in any one hour period from any new fuel combustion source with actual heat input smaller than, or equal to, 73.2 MW (250 mmBtu/hour), burning liquid fuel exclusively to exceed 0.46 kg of sulfur dioxide per MW-hour of actual heat input when distillate fuel oil is burned (0.3 lbs/mmBtu).
- b. Pursuant to 35 Ill. Adm. Code 214.301, except as further provided by 35 Ill. Adm. Code Part 214, no person shall cause or allow the emission of

sulfur dioxide into the atmosphere from any process emission unit to exceed 2000 ppm.

- c. Pursuant to 35 Ill. Adm. Code 214.304, the emissions from the burning of fuel at process emission sources located in the Chicago or St. Louis (Illinois) major metropolitan areas shall comply with applicable 35 Ill. Adm. Code 214 Subparts B through F (i.e., 35 Ill. Adm. Code 214.122).
7. This permit is issued based on the conveyors, crushers, and screens at this source not being subject to the New Source Performance Standards (NSPS) for Coal Preparation Plants, 40 CFR 60 Subpart Y, because no machinery at this source facility is used to reduce the size of coal or to separate coal from refuse.
- 8a. Pursuant to 35 Ill. Adm. Code 212.314, 35 Ill. Adm. Code 212.301 shall not apply and spraying pursuant to 35 Ill. Adm. Code 212.304 through 212.310 and 35 Ill. Adm. Code 212.312 shall not be required when the wind speed is greater than 40.2 km/hour (25 mph). Determination of wind speed for the purposes of this rule shall be by a one-hour average or hourly recorded value at the nearest official station of the U.S. Weather Bureau or by wind speed instruments operated on the site. In cases where the duration of operations subject to this rule is less than one hour, wind speed may be averaged over the duration of the operations on the basis of on-site wind speed instrument measurements.
- b. Pursuant to 35 Ill. Adm. Code 212.324(d), the mass emission limits contained in 35 Ill. Adm. Code 212.324(b) and (c) shall not apply to those emission units with no visible emissions other than fugitive particulate matter; however, if a stack test is performed, this subsection is not a defense finding of a violation of the mass emission limits contained in 35 Ill. Adm. Code 212.324(b) and (c).
- 9a. Pursuant to 40 CFR 60.11(b), compliance with opacity standards in 40 CFR Part 60 shall be determined by conducting observations in accordance with Method 9 in Appendix A of 40 CFR Part 60; any alternative method that is approved by the Illinois EPA or USEPA, or as provided in 40 CFR 60.11(e)(5). For purposes of determining initial compliance, the minimum total time of observations shall be 3 hours (30 6-minute averages) for the performance test or other set of observations (meaning those fugitive-type emission sources subject only to an opacity standard).
- b. Pursuant to 40 CFR 60.11(c), the opacity standards set forth in 40 CFR Part 60 shall apply at all times except during periods of startup, shutdown, malfunction, and as otherwise provided in the applicable standard.
- c. Pursuant to 40 CFR 60.11(d), at all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing

emissions. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the Illinois EPA or USEPA which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.

- 10a. Pursuant to 40 CFR 60.4206, owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in 40 CFR 60.4204 and 60.4205 according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer, over the entire life of the engine.
- b. Pursuant to 40 CFR 60.4207(a), beginning October 1, 2007, owners and operators of stationary CI ICE subject to 40 CFR 60 Subpart IIII that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(a).
- c. Pursuant to 40 CFR 60.4207(b), beginning October 1, 2010, owners and operators of stationary CI ICE subject to 40 CFR 60 Subpart IIII with a displacement of less than 30 liters per cylinder that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(b) for nonroad diesel fuel.
- d. Pursuant to 40 CFR 60.4211(a), if you are an owner or operator and must comply with the emission standards specified in 40 CFR 60 Subpart IIII, you must operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer. In addition, owners and operators may only change those settings that are permitted by the manufacturer. You must also meet the requirements of 40 CFR parts 89, 94 and/or 1068, as they apply to you.
- e. Pursuant to 40 CFR 60.4211(c), if you are an owner or operator of a 2007 model year and later stationary CI internal combustion engine and must comply with the emission standards specified in 40 CFR 60.4204(b) or 40 CFR 60.4205(b), or if you are an owner or operator of a CI fire pump engine that is manufactured during or after the model year that applies to your fire pump engine power rating in table 3 to 40 CFR 60 Subpart IIII and must comply with the emission standards specified in 40 CFR 60.4205(c), you must comply by purchasing an engine certified to the emission standards in 40 CFR 60.4204(b), or 40 CFR 60.4205(b) or (c), as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power. The engine must be installed and configured according to the manufacturer's emission-related specifications, except as permitted in 40 CFR 60.4211(g).
- f. Pursuant to 40 CFR 60.4211(e)(1), if you are an owner or operator of a modified or reconstructed stationary CI internal combustion engine and must comply with the emission standards specified in 40 CFR 60.4204(e) or 40 CFR 60.4205(f), you must demonstrate compliance according to one of the methods specified in 40 CFR 60.4211(e)(1) or (2). Purchasing,

or otherwise owning or operating, an engine certified to the emission standards in 40 CFR 60.4204(e) or 40 CFR 60.4205(f), as applicable.

- 11a. Pursuant to 40 CFR 80.510(b), beginning June 1, 2010. Except as otherwise specifically provided in 40 CFR 80 Subpart I, all NR and LM diesel fuel is subject to the following per-gallon standards:
- i. Sulfur content 15 ppm maximum for NR diesel fuel.
 - ii. Cetane index or aromatic content, as follows:
 - A. A minimum cetane index of 40; or
 - B. A maximum aromatic content of 35 volume percent.
- 12a. Pursuant to 35 Ill. Adm. Code 212.324(f), for any process emission unit subject to 35 Ill. Adm. Code 212.324(a), the owner or operator shall maintain and repair all air pollution control equipment in a manner that assures that the emission limits and standards in this 35 Ill. Adm. Code 212.324 shall be met at all times. 35 Ill. Adm. Code 212.324 shall not affect the applicability of 35 Ill. Adm. Code 201.149. Proper maintenance shall include the following minimum requirements:
- i. Visual inspections of air pollution control equipment;
 - ii. Maintenance of an adequate inventory of spare parts; and
 - iii. Expedient repairs, unless the emission unit is shutdown.
- b. Pursuant to 35 Ill. Adm. Code 212.701(a), those sources subject to 35 Ill. Adm. Code 212 Subpart UU shall prepare contingency measure plans reflecting the PM₁₀ emission reductions set forth in 35 Ill. Adm. Code 212.703. These plans shall become federally enforceable permit conditions. Such plans shall be submitted to the Illinois EPA by November 15, 1994. Notwithstanding the foregoing, sources that become subject to the provisions of 35 Ill. Adm. Code 212 Subpart UU after July 1, 1994, shall submit a contingency measure plan to the Illinois EPA for review and approval within ninety (90) days after the date such source or sources became subject to the provisions of 35 Ill. Adm. Code 212 Subpart UU or by November 15, 1994, whichever is later. The Illinois EPA shall notify those sources requiring contingency measure plans, based on the Illinois EPA's current information; however, the Illinois EPA's failure to notify any source of its requirement to submit contingency measure plans shall not be a defense to a violation of 35 Ill. Adm. Code 212 Subpart UU and shall not relieve the source of its obligation to timely submit a contingency measure plan.
- c. Pursuant to 35 Ill. Adm. Code 212.703(a), all sources subject to 35 Ill. Adm. Code 212 Subpart UU shall submit a contingency measure plan. The contingency measure plan shall contain two levels of control measures:

- i. Level I measures are measures that will reduce total actual annual source-wide fugitive emissions of PM_{10} subject to control under 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 by at least 15%.
 - ii. Level II measures are measures that will reduce total actual annual source-wide fugitive emissions of PM_{10} subject to control under 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 by at least 25%.
- d. Pursuant to 35 Ill. Adm. Code 212.703(b), a source may comply with 35 Ill. Adm. Code 212 Subpart UU through an alternative compliance plan that provides for reductions in emissions equal to the level of reduction of fugitive emissions as required at 35 Ill. Adm. Code 212.703(a) and which has been approved by the Illinois EPA and USEPA as federally enforceable permit conditions. If a source elects to include controls on process emission units, fuel combustion emission units, or other fugitive emissions of PM_{10} not subject to 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 at the source in its alternative control plan, the plan must include a reasonable schedule for implementation of such controls, not to exceed two (2) years. This implementation schedule is subject to Illinois EPA review and approval.
- e. Pursuant to 35 Ill. Adm. Code 212.704(b), if there is a violation of the ambient air quality standard for PM_{10} as determined in accordance with 40 CFR Part 50, Appendix K, the Illinois EPA shall notify the source or sources the Illinois EPA has identified as likely to be causing or contributing to one or more of the exceedences leading to such violation, and such source or sources shall implement Level I or Level II measures, as determined pursuant to 35 Ill. Adm. Code 212.704(e). The source or sources so identified shall implement such measures corresponding to fugitive emissions within ninety (90) days after receipt of a notification and shall implement such measures corresponding to any nonfugitive emissions according to the approved schedule set forth in such source's alternative control plan. Any source identified as causing or contributing to a violation of the ambient air quality standard for PM_{10} may appeal any finding of culpability by the Illinois EPA to the Illinois Pollution Control Board pursuant to 35 Ill. Adm. Code 106 Subpart J.
- f. Pursuant to 35 Ill. Adm. Code 212.704(e), the Illinois EPA shall require that sources comply with the Level I or Level II measures of their contingency measure plans, pursuant 35 Ill. Adm. Code 212.704(b), as follows:
- i. Level I measures shall be required when the design value of a violation of the 24-hour ambient air quality standard, as computed pursuant to 40 CFR 50, Appendix K, is less than or equal to $170 \mu\text{g}/\text{m}^3$.

- ii. Level II measures shall be required when the design value of a violation of the 24-hour ambient air quality standard, as computed pursuant to 40 CFR 50, Appendix K, exceeds 170 ug/m^3 .
- 13a. Pollution control devices associated with the emission units being modified under this permit shall be in operation at all times when the associated emission units are in operation and emitting air contaminants.
- b. The transloading facility shall be operated in accordance with good operating practices to minimize particulate matter emissions including the following.
 - i. Enclosures shall be maintained in good condition and wet suppressant shall be applied as needed whenever materials are being moved past a point of application; and
 - ii. Remedial actions shall be taken if visible emissions are observed beyond the property line.
 - c. This permit is issued based on the handling of only coal, petroleum coke, and like materials, and salt at the plant. The handling of any other material at the source requires that the Permittee first obtain a construction permit from the Illinois EPA.
 - d. The generators shall only be operated with distillate fuel oil as the fuel. The use of any other fuel in the generators requires that the Permittee first obtain a construction permit from the Illinois EPA and then perform stack testing to verify compliance with all applicable requirements.
 - e. The Permittee shall not keep, store, or use distillate fuel oil (Grades No. 1 and 2) at this source with a sulfur content greater than the larger of the following values:
 - i. 0.28 weight percent, or
 - ii. The Wt. percent given by the formula: $\text{Maximum Wt. percent sulfur} = (0.000015) \times (\text{Gross heating value of oil, Btu/lb})$.
 - f. Organic liquid by-products or waste materials shall not be used in the diesel generators without written approval from the Illinois EPA.
 - g. The Illinois EPA shall be allowed to sample fuel stored at the source associated with the diesel generators.
- 14a. The total amount of materials handled through the transloading facility shall not exceed 1.13 million tons/month and 11.25 million tons/year as measured by the amount of materials shipped from the facility.
- b. Materials handled by truck shall not exceed 175,000 tons/month and 1,750,000 tons per year (includes coal inbound/outbound via truck).

c. Emissions and operation of the transloading facility shall not exceed the following limits:

i. Material Storage Piles and Transfer and Conveying, and Loadout:

Process	Material Throughput**		PM Emissions			PM ₁₀ Emissions		
	(Ton/Mo)	(Ton/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)
Coal & Coke*	1,100,000	11,000,000	0.00064	12.21	102.08	0.0003	4.79	47.85
Incidental Soil Crushing*	30,660	306,600	0.0033	0.03	0.25	0.00101	0.01	0.08
Incidental Soil Screening*	30,660	306,600	0.00067	0.01	0.05	0.00034	0.01	0.03
				Totals 102.38				47.96

* 50 % control for wet suppression

** Throughput is measured by the amount of material shipped from the site.

ii. These limits are based on the maximum materials throughput of 11.25 million tons per year with at most 1,750,000 tons/year handled by trucks, and standard emission factors (Table 13.2.4, AP 42, Fifth Edition, Volume I, November 2006 with U = 16.4 and M = 18.3).

iii. The above limitations contain revisions to previously issued Permits 03100038 and 06040012. The source has requested that the Illinois EPA establish conditions in this permit that allow various refinements from the conditions of the aforementioned permit. The source has requested these revisions and has addressed the applicability and compliance of Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. These limits continue to ensure that the construction and/or modification addressed in this permit does not constitute a new major source or major modification pursuant to these rules. These limits are the primary enforcement mechanism for the equipment and activities permitted in this permit and the information in the construction permit application contains the most current and accurate information for the source. Specifically, the source's permitted annual throughput is being increase from 11.0 million tons per year to 11.25 million tons per year and the permitted emissions of PM₁₀ are being increases from 12.5 tons per year to 49.24 tons per year.

d. Emissions and operation of the two 581 kW (779 HP) Diesel-Powered Generator (DG-1 and DG-2) combined shall not exceed the following:

i. The diesel-powered generator runtime shall not exceed 770 hours/month and 7,700 hours/year year from the two generators combined.

ii. Emissions from the two diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission</u>	<u>Emissions</u>	
	<u>Factor</u>	<u>(lb/HP-Hour)</u>	<u>(Tons/Month)</u> <u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00575	1.72	17.25
Nitrogen Oxides (NO _x) *	0.00999	3.00	29.96
Particulate Matter (PM)	0.00033	0.10	0.99
Particulate Matter-10 (PM ₁₀)	0.00033	0.10	0.99
Sulfur Dioxide (SO ₂) **	0.00040	0.12	1.20
Volatile Organic Material (VOM)	0.00053	0.16	1.59

These limits are based on the emission factors for units with power rating greater than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

* The NO_x emission factor is based on 95% of the NMHC + NO_x standard as described in Table B-22 of "The Carl Moyer Program Guidelines", California Air Resources Board, November 2005.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and the standard emission factor for SO₂ (Table 3.4-1, AP-42 Fifth Edition, Volume I, Supplement B, October 1999).

e. Emissions and operation of the six 88 kW (118 HP) Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8) combined will not exceed the following:

i. The diesel-powered generators runtime shall not exceed 1,800 hours/month and 18,000 hours/year from the six generators combined.

ii. Emissions from the six diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission</u>	<u>Emissions</u>	
	<u>Factor</u>	<u>(lb/HP-Hour)</u>	<u>(Tons/Month)</u> <u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00815	0.87	8.66
Nitrogen Oxides (NO _x)	0.015	1.59	15.93
Particulate Matter (PM)	0.0005	0.05	0.53
Particulate Matter-10 (PM ₁₀)	0.0005	0.05	0.53
Sulfur Dioxide (SO ₂)	**	0.03	0.32
Volatile Organic Material (VOM)	0.00033	0.04	0.35

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by

multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

$$18,000 \text{ hour/year} \times 10 \text{ gallons/hour} \times 7.1 \text{ lbs/gallon} \times 0.05\% \text{ S} / 2,000 \text{ lbs/gallon} = 0.32 \text{ tpy.}$$

f. Emissions and operation of the 280 kW (375 HP) Diesel-Powered Generator (DG-10) shall not exceed the following:

- i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.
- ii. Emissions from the diesel-powered generator shall not exceed:

Pollutant	Emission	Emissions	
	Factor (lb/HP-Hour)	(Tons/Month)	(Tons/Year)
Carbon Monoxide (CO)	0.00573	0.38	3.76
Nitrogen Oxides (NO _x)	0.015	0.98	9.84
Particulate Matter (PM)	0.0003	0.02	0.20
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.20
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00033	0.02	0.22

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

$$3,500 \text{ hours/year} \times 10 \text{ gallons/hour} \times 7.1 \text{ lbs/gallon} \times 0.05\% \text{ S} / 2,000 \text{ lbs/gallon} = 0.06 \text{ tpy}$$

g. Emissions and operation of the 298 kW (400 HP) Diesel-Powered Generator (DG-9) shall not exceed the following:

- i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.
- ii. Emissions from the diesel-powered generator shall not exceed:

Emission	Emissions
Factor	

Pollutant	(lb/HP-Hour)	(Tons/Month)	(Tons/Year)
Carbon Monoxide (CO)	0.00573	0.40	4.01
Nitrogen Oxides (NO _x)	0.015	1.05	10.50
Particulate Matter (PM)	0.0003	0.02	0.21
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.21
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.000033	0.02	0.23

These limits are based on the emission factors for units with power rating less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

3,500 hour/year x 10 gallons/hour x 7.1 lbs/gallon x 0.05% S /
2,000 lbs/gallon = 0.06 tpy

- h. Compliance with the annual limits of this permit shall be determined on a monthly basis from the sum of the data for the current month plus the preceding 11 months (running 12 months total).
15. This permit is issued based on the potential to emit (PTE) for Hazardous Air Pollutants (HAP) as listed in Section 112(b) of the Clean Air Act from the source being less than 10 tons/year of any single HAP and 25 tons/year of any combination of such HAPs. As a result, this permit is issued based on the emissions of all HAPs from this source not triggering the requirements of Section 112(g) of the Clean Air Act.
16. This permit is issued based on Diesel-Powered Generators Sets DG-1 through DG-10 each having a displacement of less than 30 liters per cylinder and have been certified by the manufacturer, as required by 40 CFR 60.4211(c), to meet the standards of 40 CFR 60.4204(b) or 60.4205(b). As a result, this permit is issued based on the Diesel-Powered Generators Sets DG-1 through DG-10 not being subject to the testing requirements of 40 CFR 60.8.
- 17a. Pursuant to 35 Ill. Adm. Code 201.282, every emission source or air pollution control equipment shall be subject to the following testing requirements for the purpose of determining the nature and quantities of specified air contaminant emissions and for the purpose of determining ground level and ambient air concentrations of such air contaminants:
- i. Testing by Owner or Operator. The Illinois EPA may require the owner or operator of the emission source or air pollution control equipment to conduct such tests in accordance with procedures adopted by the Illinois EPA, at such reasonable times as may be

specified by the Illinois EPA and at the expense of the owner or operator of the emission source or air pollution control equipment. The Illinois EPA may adopt procedures detailing methods of testing and formats for reporting results of testing. Such procedures and revisions thereto, shall not become effective until filed with the Secretary of State, as required by the APA Act. All such tests shall be made by or under the direction of a person qualified by training and/or experience in the field of air pollution testing. The Illinois EPA shall have the right to observe all aspects of such tests.

- ii. Testing by the Illinois EPA. The Illinois EPA shall have the right to conduct such tests at any time at its own expense. Upon request of the Illinois EPA, the owner or operator of the emission source or air pollution control equipment shall provide, without charge to the Illinois EPA, necessary holes in stacks or ducts and other safe and proper testing facilities, including scaffolding, but excluding instruments and sensing devices, as may be necessary.
- b. Testing required by Condition 18 shall be performed upon a written request from the Illinois EPA by a qualified independent testing service.
- 18. Pursuant to 35 Ill. Adm. Code 212.110(c), upon a written notification by the Illinois EPA, the owner or operator of a particulate matter emission unit subject to 35 Ill. Adm. Code Part 212 shall conduct the applicable testing for particulate matter emissions, opacity, or visible emissions at such person's own expense, to demonstrate compliance. Such test results shall be submitted to the Illinois EPA within thirty (30) days after conducting the test unless an alternative time for submittal is agreed to by the Illinois EPA.
- 19a. Pursuant to 40 CFR 60.4209(a), if you are an owner or operator, you must meet the monitoring requirements of 40 CFR 60.4209. In addition, you must also meet the monitoring requirements specified in 40 CFR 60.4211. If you are an owner or operator of an emergency stationary CI internal combustion engine, you must install a non-resettable hour meter prior to startup of the engine.
- b. Pursuant to 40 CFR 60.4209(b), If you are an owner or operator of a stationary CI internal combustion engine equipped with a diesel particulate filter to comply with the emission standards in 40 CFR 60.4204, the diesel particulate filter must be installed with a backpressure monitor that notifies the owner or operator when the high backpressure limit of the engine is approached.
- 20a. Pursuant to 40 CFR 60.7(b), any owner or operator subject to the provisions of 40 CFR Part 60 shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.

- b. Pursuant to 40 CFR 60.7(f), any owner or operator subject to the provisions of 40 CFR Part 60 shall maintain a file of all measurements, including continuous monitoring system, monitoring device, and performance testing measurements; all continuous monitoring system performance evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by 40 CFR Part 60 recorded in a permanent form suitable for inspection. The file shall be retained for at least two years following the date of such measurements, maintenance, reports, and records.

- 21. Pursuant to 40 CFR 60.4214(c), if the stationary CI internal combustion engine is equipped with a diesel particulate filter, the owner or operator must keep records of any corrective action taken after the backpressure monitor has notified the owner or operator that the high backpressure limit of the engine is approached.

- 22a. Pursuant to 35 Ill. Adm. Code 212.110(e), the owner or operator of an emission unit subject to 35 Ill. Adm. Code Part 212 shall retain records of all tests which are performed. These records shall be retained for at least three (3) years after the date a test is performed.

- b. i. Pursuant to 35 Ill. Adm. Code 212.316(g)(1), the owner or operator of any fugitive particulate matter emission unit subject to 35 Ill. Adm. Code 212.316 shall keep written records of the application of control measures as may be needed for compliance with the opacity limitations of 35 Ill. Adm. Code 212.316 and shall submit to the Illinois EPA an annual report containing a summary of such information.

- ii. Pursuant to 35 Ill. Adm. Code 212.316(g)(2), the records required under 35 Ill. Adm. Code 212.316(g) shall include at least the following:
 - A. The name and address of the source;
 - B. The name and address of the owner and/or operator of the source;
 - C. A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;
 - D. For application of physical or chemical control agents: the name of the agent, application rate and frequency, and total quantity of agent and, if diluted, percent of concentration, used each day; and
 - E. A log recording incidents when control measures were not used and a statement of explanation.

- iii. Pursuant to 35 Ill. Adm. Code 212.316(g)(3), the records required under 35 Ill. Adm. Code 212.316 shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
 - iv. Pursuant to 35 Ill. Adm. Code 212.316(g)(4), the records required under 35 Ill. Adm. Code 212.316(g) shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
 - c. i. Pursuant to 35 Ill. Adm. Code 212.324(g)(1), written records of inventory and documentation of inspections, maintenance, and repairs of all air pollution control equipment shall be kept in accordance with 35 Ill. Adm. Code 212.324(f).
 - ii. Pursuant to 35 Ill. Adm. Code 212.324(g)(2), the owner or operator shall document any period during which any process emission unit was in operation when the air pollution control equipment was not in operation or was malfunctioning so as to cause an emissions level in excess of the emissions limitation. These records shall include documentation of causes for pollution control equipment not operating or such malfunction and shall state what corrective actions were taken and what repairs were made.
 - iii. Pursuant to 35 Ill. Adm. Code 212.324(g)(3), a written record of the inventory of all spare parts not readily available from local suppliers shall be kept and updated.
 - iv. Pursuant to 35 Ill. Adm. Code 212.324(g)(5), the records required under 35 Ill. Adm. Code 212.324 shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
- 23a. The Permittee shall maintain records of the following items so as to demonstrate compliance with the conditions of this permit:
- i. Records addressing use of good operating practices for the dust suppression systems associated with the materials transloading system:
 - A. Records for periodic inspection of the dust suppression systems with date, individual performing the inspection, and nature of inspection; and
 - B. Records for prompt repair of defects, with identification and description of defect, effect on emissions, date identified, date repaired, and nature of repair.
 - ii. Name and total amount of each material shipped (tons/month and tons/year);

- iii. Name and amount of each material shipped by truck (tons/month and tons/year);
 - iv. Amount of each material that is deposited on storage piles (tons/month and tons/year);
 - v. Diesel generators runtime (hours/month and hours/year);
 - vi. Delivery ticket from the fuel supplier showing delivery of ultra low sulfur diesel fuel and sulfur content in weight percent for fuel shipments received;
 - vii. An inspection, maintenance and repair log of the generators listing each activity performed with date; and
 - viii. Monthly and annual emissions of NO_x, CO, SO₂, PM, PM₁₀ and VOM from the source with supporting calculations (tons/month and tons/year).
- b. All records and logs required by this permit shall be retained at a readily accessible location at the source for at least five (5) years from the date of entry and shall be made available for inspection and copying by the Illinois EPA or USEPA upon request. Any records retained in an electronic format (e.g., computer storage device) shall be capable of being retrieved and printed on paper during normal source office hours so as to be able to respond to an Illinois EPA or USEPA request for records during the course of a source inspection.
- 24a. Pursuant to 40 CFR 60.7(a), any owner or operator subject to the provisions of 40 CFR Part 60 shall furnish the Illinois EPA or USEPA written notification or, if acceptable to both the Illinois EPA and USEPA and the owner or operator of a source, electronic notification, as follows:
- i. A notification of the date construction (or reconstruction as defined under 40 CFR 60.15) of an affected facility is commenced postmarked no later than 30 days after such date. This requirement shall not apply in the case of mass-produced facilities which are purchased in completed form.
 - ii. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
 - iii. A notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless that change is specifically exempted under an applicable subpart or in 40 CFR 60.14(e). This notice shall be postmarked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capacity of the facility before and after the change, and the expected completion

date of the change. The Illinois EPA or USEPA may request additional relevant information subsequent to this notice.

- 25a. Pursuant to 35 Ill. Adm. Code 212.110(d), a person planning to conduct testing for particulate matter emissions to demonstrate compliance shall give written notice to the Illinois EPA of that intent. Such notification shall be given at least thirty (30) days prior to the initiation of the test unless a shorter period is agreed to by the Illinois EPA. Such notification shall state the specific test methods from 35 Ill. Adm. Code 212.110 that will be used.
- b. i. Pursuant to 35 Ill. Adm. Code 212.324(g)(4), copies of all records required by 35 Ill. Adm. Code 212.324 shall be submitted to the Illinois EPA within ten (10) working days after a written request by the Illinois EPA.
- ii. Pursuant to 35 Ill. Adm. Code 212.316(g)(5), a quarterly report shall be submitted to the Illinois EPA stating the following: the dates any necessary control measures were not implemented, a listing of those control measures, the reasons that the control measures were not implemented, and any corrective actions taken. This information includes, but is not limited to, those dates when controls were not applied based on a belief that application of such control measures would have been unreasonable given prevailing atmospheric conditions, which shall constitute a defense to the requirements of 35 Ill. Adm. Code 212.316. This report shall be submitted to the Illinois EPA thirty (30) calendar days from the end of a quarter. Quarters end March 31, June 30, September 30, and December 31.
- iii. Pursuant to 35 Ill. Adm. Code 212.324(g)(6), upon written request by the Illinois EPA, a report shall be submitted to the Illinois EPA for any period specified in the request stating the following: the dates during which any process emission unit was in operation when the air pollution control equipment was not in operation or was not operating properly, documentation of causes for pollution control equipment not operating or not operating properly, and a statement of what corrective actions were taken and what repairs were made.
- 26a. If there is an exceedance of or a deviation from the requirements of this permit as determined by the records required by this permit, the Permittee shall submit a report to the Illinois EPA's Compliance Section in Springfield, Illinois within 30 days after the exceedance or deviation. The report shall include the emissions released in accordance with the recordkeeping requirements, a copy of the relevant records, and a description of the exceedance or deviation and efforts to reduce emissions and future occurrences.
- b. Two (2) copies of required reports and notifications shall be sent to:

Illinois Environmental Protection Agency
Division of Air Pollution Control
Compliance Section (#40)
P.O. Box 19276
Springfield, Illinois 62794-9276

and one (1) copy shall be sent to the Illinois EPA's regional office at the following address unless otherwise indicated:

Illinois Environmental Protection Agency
Division of Air Pollution Control
9511 West Harrison
Des Plaines, Illinois 60016

It shall be noted that this permit was revised to add four portable conveyors to the list of emission units, to increase the emissions limits in Condition 14(c), to correct emission units and revise the emissions limits in Condition 14(c), and to add two 779 bhp diesel-fired generators (DG-1 and DG-2) to the list of emission sources and Condition 14(d).

If you have any questions on this, please call Mike Dragovich at 217/785-1705.

Edwin C. Bakowski, P.E.
Manager, Permit Section
Division of Air Pollution Control

Date Signed: _____

ECB:MJD:jws

cc: Region 1



STATE OF ILLINOIS
 ENVIRONMENTAL PROTECTION AGENCY
 DIVISION OF AIR POLLUTION CONTROL
 1021 NORTH GRAND AVENUE, EAST
 SPRINGFIELD, ILLINOIS 62702

7A-DIVISION OF AIR POLLUTION CONTROL
 PERMITS

JAN 3 0 04

REVIEWER RDH

OPERATING PROGRAM FOR
 FUGITIVE PARTICULATE CONTROL



KCBX TERMINALS COMPANY

1. THIS FORM IS USED TO APPLY FOR A FUGITIVE DUST OPERATING PROGRAM AS REQUIRED BY 35 IAC 212.309. COMPLETE THE FORM, KEEP ONE COPY FOR YOUR RECORDS, AND RETURN TWO COPIES TO THE ATTENTION OF BUREAU OF AIR PERMIT SECTION MANAGER AT THE ADDRESS LISTED ABOVE.

2a. NAME OF OWNER: KM Railways, LLC		3a. NAME OF OPERATOR: KCBX Terminals Company	
2b. STREET ADDRESS OF OWNER: 4111 East 37th Street North		3b. STREET ADDRESS OF OPERATOR: 10730 South Burley Avenue	
2c. CITY OF OWNER: Wichita		3c. CITY OF OPERATOR: Chicago	
2d. STATE OF OWNER: KS	2e. ZIP CODE: 67220	3d. STATE OF OPERATOR: IL	3e. ZIP CODE: 60617

4a. NAME OF CORPORATE DIVISION OR PLANT: KCBX Terminals Company		4b. STREET ADDRESS OF EMISSION SOURCE: 10730 South Burley Avenue		
4c. CITY OF EMISSION SOURCE: Chicago	4d. LOCATED WITHIN CITY LIMITS: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	4e. TOWNSHIP:	4f. COUNTY: COOK	4g. ZIP CODE: 60617

5. SUBMIT A SCALE MAP SHOWING ALL STORAGE PILES, CONVEYOR LOADING OPERATIONS, STORAGE PILE ACCESS ROADS, NORMAL TRAFFIC ROADS, PARKING FACILITIES, LOCATION OF UNLOADING AND TRANSPORTING OPERATIONS WITH POLLUTION CONTROL EQUIPMENT.

6a. DO STORAGE PILES CONTAIN A TOTAL OF MORE THAN 260,000 TONS OF MATERIAL IN A CALENDER YEAR? YES NO

6b. IF THE ANSWER TO 6a WAS YES, PLEASE SUBMIT THE FOLLOWING INFORMATION.

TOTAL AMOUNT OF MATERIAL IN THE STORAGE PILES: 1,000,000 tons typical TONS/YEAR: 2.5MM - 5.0 MM tpy typical
 Permit allows 11 MM tpy throughput

AND SUBMIT AN ATTACHED SHEET DESCRIBING:

i) DETAILED OPERATING PROCEDURES AND CONTROL METHODS BY WHICH FUGITIVE PARTICULATES FROM THESE STORAGE PILES WILL BE MINIMIZED DURING LOADING, UNLOADING, PILE MAINTENANCE, AND WIND EROSION. HOW OFTEN WILL THESE PILES BE TREATED WITH SURFACTING AGENT? NAME THE TYPE AND CONCENTRATION OF SURFACTANT THAT WILL BE USED.

ii) TYPE OF CONTROL METHODS USED FOR FUGITIVE PARTICULATE EMISSIONS FROM CONVEYOR LOADING OPERATIONS AND NORMAL TRAFFIC PATTERN ROADS SERVING THESE STORAGE PILES. IF SURFACTING AGENT IS USED STATE TYPE AND CONCENTRATION OF SURFACTING AGENT AND FREQUENCY OF ITS USE.

iii) TYPE OF CONTROL METHODS USED FOR FUGITIVE PARTICULATE EMISSIONS FROM ALL PAVED OR UNPAVED PARKING LOTS AND NORMAL TRAFFIC PATTERN ROADS AT THIS FACILITY. IF ROADS ARE PAVED INDICATE FOOTAGE OF ROADS THAT WILL BE PAVED AND HOW FREQUENTLY THESE ROADS WILL BE CLEANED.

7. DOES THIS FACILITY HAVE ANY OF THE FOLLOWING SOURCES?		
a.) CRUSHERS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
b.) GRINDING MILLS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
c.) SCREENING OPERATIONS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
d.) BUCKET ELEVATORS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
e.) CONVEYORS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
f.) CONVEYOR TRANSFER POINTS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
g.) BAGGING OPERATIONS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
h.) STORAGE BINS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
i.) FINE PRODUCT TRUCK AND TRAILER LOADING OPERATIONS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
j.) UNLOADING AND TRANSPORTING OPERATIONS OF MATERIAL COLLECTED BY POLLUTION CONTROL EQUIPMENT	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
k.) UNPAVED NORMAL TRAFFIC ROADS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
l.) PAVED NORMAL TRAFFIC ROADS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
m.) UNPAVED PARKING LOTS	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
n.) PAVED PARKING LOTS	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

7b. FOR EACH SOURCE MARKED YES, ATTACH AN ADDITIONAL SHEET DESCRIBING THE TYPE OF CONTROL METHODS THAT WILL BE USED TO CONTROL FUGITIVE PARTICULATE EMISSIONS. IF SURFACTANT IS USED, STATE THE TYPE AND CONCENTRATION OF SURFACTANT AND FREQUENCY OF ITS APPLICATION. IF THE ROADS AND PARKING LOTS ARE PAVED, STATE THE FREQUENCY OF CLEANING.

8. VEHICULAR MILES TRAVEL INFORMATION:	
THIS INFORMATION IS TO BE DETERMINED BY THE NUMBER OF CARS MULTIPLIED BY THE DISTANCE TRAVELED FOR THE FOLLOWING ROADS.	
I) TRAFFIC ON UNPAVED NORMAL TRAFFIC ROADS IN MILES PER YEAR	15,000 Miles Per Year
II) TRAFFIC ON PAVED NORMAL TRAFFIC ROADS IN MILES PER YEAR	5,000 Miles Per Year
III) TRAFFIC ON UNPAVED PARKING LOTS IN MILES PER YEAR	0 Miles Per Year
IV) TRAFFIC ON PAVED PARKING LOTS IN MILES PER YEAR	10 Miles Per Year

9. IS THIS FUGITIVE PARTICULATE CONTROL PROGRAM IMPLEMENTED AT THE PRESENT? YES NO

10. AUTHORIZED SIGNATURE (S):

BY <u></u>	DATE <u>Nov 2013</u>	BY _____	DATE _____
SIGNATURE	DATE	SIGNATURE	DATE
<u>Mike Estadt</u>	_____	_____	_____
TYPED OR PRINTED NAME OF SIGNER		TYPED OR PRINTED NAME OF SIGNER	
<u>Operations Manager</u>	_____	_____	_____
TITLE OF SIGNER		TITLE OF SIGNER	

This Agency is authorized to require this information under Illinois Revised Statutes, 1979, Chapter III 1/2, Section 1039. Disclosure of this information is required under that Section. Failure to do so may prevent this form from being processed and could result in your application being denied. This form has been approved by the Forms Management Center.

**Consolidated Fugitive Particulate Operating Program and
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Facility ID No.: 031600GSF
Facility Telephone: (773) 375-8974
Responsible Persons: Site EHS Manager (primary for Operating Program)
Operations Manager (primary for Contingency Measures)
Prepared: November 1, 2013
Current Revision: 1
Regulatory Driver: 35 IAC 212.309 through 212.312 (operating program)
35 IAC 212.700 through 212.705 (contingency measures)

I. Fugitive Particulate Operating Program

KCBX Terminals Company ("KCBX") handles bulk solid materials, primarily coal and petroleum coke, which are transported via truck, train, barge, and vessel. KCBX can transfer material either directly from one transportation mode to another or indirectly using intermediate stockpiling. KCBX has identified and implemented the requirements of 35 IAC 212.304 through 212.308 to control fugitive particulate matter emissions from this handling.

Stockpiles. Bulk solid materials are stockpiled on-site to satisfy customer needs throughout the year. Even though uncontrolled emissions from individual stockpiles should not exceed 50 tons/year (tpy), water is applied from permanent, pole-mounted cannons to control fugitive particulate emissions in conformance with 35 IAC 212.301 (prohibiting visible emissions of fugitive particulates beyond the property line), 212.304 (requiring watering or other controls), and 212.316(d) (limiting fugitive particulate emissions from stockpiles to 10 percent opacity). Stockpiles may not consistently receive 100 percent coverage from the pole-mounted water cannons due to meteorological conditions, stockpile configurations or pile placement. The portable water cannon mounted on the facility water truck may be utilized to water areas not covered by the pole-mounted cannons. The facility water truck may also be used for supplemental water addition as needed during windy conditions.

Figure 1 shows the permanent, fixed-pole water application system consisting of 42¹ water cannons set on 4- and 6-inch diameter risers mounted inside poles approximately 60 feet above grade. At 100 psi, the cannons provide design throw radii of 170 feet and 250 feet for 4-inch and 6-inch feed lines, at 100 psi and deliver 235 gallons per minute (gpm) and 660 gpm for the 4-inch and 6-inch feed lines, respectively (see Table 1 for engineering specifications per 35 IAC 212.310(e)). All spare parts are readily attainable from local suppliers per 35 IAC 212.324(g)(3). There are two systems, each with their own pumps and intakes that have automated controls allowing programmed sequencing

¹ The facility is designed for 43 permanent, pole-mounted water cannons. The 43rd cannon will be installed and operated once a storage pile that currently occupies the area of the tower and the pipe run is moved.

**Consolidated Fugitive Particulate Operating Program and
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of the cannons, regulating the duration of time the cannons are used and the timing of cycle initiation. Water for the north system is supplied from the north retention basin by two pumps designed to deliver up to 500 gpm each. The south system is designed to water withdrawn from the south retention basin using a single pump that can deliver up to 660 gpm flow at pressures exceeding 100 psi. A spare pump and motor are kept on site for the south system in case of pump or motor failure and an additional 500 gpm backup pump can be operated if necessary. The pumps feed through 10-inch diameter pipes. Make up water is provided to the north and south retention basins from the Calumet River by temporary pumps dedicated to each system.² Operators are instructed to be aware of system operating performance and report any anomalies, such as low pressure or plugged/malfunctioning cannons. In addition, the system is inspected twice per month with no more than 21 days between inspections.

The fixed-pole cannon system is operated to apply water as conditions warrant, wetting the exteriors of stockpiles which are exposed to the eroding forces of wind and the mechanical displacement of operating equipment. A water truck is also used when needed. Stockpiles are not kept saturated because only the surface is exposed to wind erosion and therefore, wetting the outer portion of the pile is all that is required. This prevents over-application of water which would result in increased controls associated with runoff management. The frequency and duration of watering are adjusted based on existing conditions, prevailing or forecasted weather, or as directed by the Illinois Environmental Protection Agency (IEPA) as discussed in Part 2. Watering is completed seven days per week unless any of the following are present:

1. freezing conditions³, or
2. adequate carryover moisture is present from previous precipitation or water application.

TABLE 1. Specifications for Fixed-Pole Water Cannon Systems

DESCRIPTION	TYPE	MANUFACTURER / MODEL
Pump, River/Basin Water Supply	Vertical Turbine	Flowserve 10EEM-8
Pump, River Water Jockey ³	Vertical Turbine	Flowserve 8ELL-8
Motor, River Water Jockey Pump ³	3-Phase	Flowserve
Pump, South Basin	Vertical Turbine	American Turbine 12-N-150 or equivalent
Motor, South Basin Pump	3-Phase	American Turbine
Pump, Sump	Vertical	Flowserve 3MSX7A
Motor, Sump Pump	3-Phase	Flowserve

² Installations of the permanent river pump intakes are awaiting authorization via a joint permit from the U.S. Army Corps of Engineers (USACOE), the Illinois Department of Natural Resources, and the Illinois Environmental Protection Agency. Temporary withdrawal into the basins is currently allowed by permission of the USACOE.

³ The permanent, fixed water cannon systems are typically drained and shut down from November 1 through March 31 to protect against freeze damage. However, KCBX will continue its use after November 1 and until freezing conditions require shut down. Except during hard freezing conditions, the portable water cannon attached to the water truck is available to provide spot application of water, as needed.

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Pump, Surfactant Dosing	Positive Displacement	LMI 5 G6 6 x P P (Less Motor)
Motor, Surfactant Dosing Pump	3-Phase	LMI
Pump, Surfactant Dosing	Gear	Flowsolve 5GAFW100
Motor, Surfactant Dosing Pump	3-Phase	Flowsolve
Pump, Spray Nozzle Feed	Centrifugal	Flowsolve 1J1.5X1U5-6RV Mark 3
Motor, Spray Nozzle Feed Pump	3-Phase	Flowsolve
Valve	Gate	NIBCO F-617-0
Valve	Check	NIBCO F-938-33, FLG
Valve	Check	NIBCO 400 Series, THRD
Valve	Motorized	NIBCO F-515-CS-F-66-F-5 + Actuator
Valve	Motorized	NIBCO 200NIBRELNEMA6120VACASSY
Valve	Ball	NIBCO T585-70
Valve	Butterfly	NIBCO FD-5765-1
Valve	Butterfly	NIBCO FD-5765-0
Valve	Solenoid	ASCO Redbat
Valve	PRV	Watts LFB223B/Cia Val 90-01AS or equivalent
Valve	Self-Contained PRV	Watts LFB223B/Cia Val 90-01AS or equivalent
Valve, Sprinkler Control	Fail Port Ball	Betts/Nibco
Valve	Air Combination	APCO 145C
Valve Actuator with Travel Limit Switches	EM-300 Motor Operator	Betts/Nibco
Backflow Preventer	Double Check	Watts 709DCDA
Calibration Column		Harrington F-Series
Strainer, 6 [in]	Liquid In-Line	CLA-VAL X43H
Strainer, 10 [in]	Liquid In-Line	Watts 77F-DI-125
Strainer, 10 [in]	Basket	Mueller 166-DI
Valve, Pressure Reducing		CLA-VAL 99-01 BSX-X434
Valve, Pressure Reducing	Super Capacity	Watts ES-223
Valve, Pressure Reducing	Super Capacity	Watts N223B
Mixer	Static	Kofu-985
Filter, (Heat Pump Units)	Disposable, 2 in	
Filter, Stainless Steel	Washable	CAMFIL FARR Type 44
Backpressure Relief	Relief Pressure	Fisher NPS 293II

Inactive stockpiles⁴ are treated with a surfactant approximately every two months, weather permitting, starting in April and ending with the onset of freezing conditions. Surfactant may be applied through the cannon mounted on the water truck.⁵ Operating logs of surfactant application are maintained on-site.

Bulk solid materials stored on railcars not received into the facility and bulk solid materials stored on barges berthed at KCBX are not under the control of KCBX and emissions from such sources while they remain "in transport" are not regulated under the revised construction permit issued to KCBX on April 18, 2013. KCBX may attempt to use water application to control fugitive emissions from these sources, but only with the expressed permission of the owner of the materials and the owner of the property where the "in transport" materials reside.

⁴ Inactive stockpiles are those piles that are not receiving or having material removed during the period of surfactant application, including the undisturbed portion of piles that have a working face.

⁵ Capabilities to add surfactant through the pole-mounted cannons is currently in construction.

**Consolidated Fugitive Particulate Operating Program and
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Certain coals can develop a "hot spot" characterized by wispy, white smoke. This condition develops spontaneously and is neither planned nor predictable and is not directly regulated through the joint construction and operating permit issued to KCBX on December 20, 2012, or through the revised construction permit issued to KCBX on April 18, 2013. KCBX extinguishes hot spots by active stockpile maintenance. Operations may be altered to reduce smoke from hot spot sources.

B. Bulk solid material unloading. Best Management Practices (BMP) to control fugitive particulate emissions in conformance with the opacity limits of 35 IAC 212.316(d) and (f) are achieved as follows⁶:

1. Rail cars are unloaded via rotary and bottom dump receiving systems. Fugitive particulate emissions are controlled by choke-feeding inside a partial enclosure and multiple spray bar headers are operated as conditions warrant in accordance with 35 IAC 212.308. Spray bars are inspected twice per month with no more than 21 days between inspections.
2. Trucks are unloaded directly to stockpiles. Unloaded bulk solid materials typically have moisture contents adequate to minimize the generation of fugitive particulate emissions. When conditions warrant, water from the pole-mounted cannons or the water truck are applied to control fugitive particulate emissions during truck unloading in accordance with 35 IAC 212.304 and 212.306.
3. A baghouse draws air from the rotary rail dump enclosure, removes recoverable product, and returns the recovered product to conveyor FC-1 within an enclosure as required by 35 IAC 212.307. The baghouse exhaust is visually monitored and pressure drop is recorded as a means of ensuring compliance with the 0.03 gr/dscf requirement of 35 IAC 212.313. When visible emissions are evident from the exhaust or when pressure drop is outside of the range specified by the baghouse manufacturer, the system is examined for blinded or compromised bags and repairs or maintenance is conducted as necessary.

C. Material Transfers. Material transfers may be utilized to move product to and from barges, vessels, rail cars, and stockpiles.

1. At multiple fixed transfer points throughout the railcar unloading and ship loading fixed conveyance systems, water from spray bars is applied to control fugitive particulate emissions when conditions warrant. Dust suppressants may also be added

⁶In addition to rail car and truck unloading, barge unloading capability will be installed, and will use a clamshell on a mobile crane to transfer material from barges to a box hopper that feeds the material to a conveying system. Water from a spray bar on the box hopper may be used, as conditions warrant, to control fugitive particulate emissions at the hopper and along the conveying system in accordance with 35 IAC 212.308. Additionally, the cannon on the water truck is available to apply water, if needed.

**Consolidated Fugitive Particulate Operating Program and
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if requested by customers. Spray bars are inspected twice per month with no more than 21 days between inspections.

2. At portable and mobile transfer points, front-end loaders, bulldozers, box hoppers, conveyors, and stacking equipment are generally utilized. When conditions warrant, water from the pole-mounted cannons is applied to control fugitive particulate emissions and water from a portable cannon attached to the water truck may also be used for spot or supplemental control of fugitive particulate emissions.
 3. As stated in 1.A, uncontrolled emissions from stockpiles should not exceed 50 tpy and therefore, dedicated water spray systems and telescopic chutes for conveyor loading operations to storage piles are not required by 35 IAC 212.305. However, water from the pole-mounted cannons or the portable cannon attached to the water truck is available for control at these transfer points as needed and drop distances are minimized as an additional control.
- D. Bulk solid material loading. In addition to the controls described below, carryover moisture from controls described in Sections A through C also minimizes fugitive particulate emissions during loading of receiving vehicles (i.e., barges, vessels, trucks or railcars). Water application is used in lieu of choke-feeding where possible given the physical configuration of equipment as allowed by 35 IAC 212.308.
1. For barge and vessel loading, material drop distance is minimized, feed rate is monitored and adjusted as needed, and spray bars on the fixed conveyances are used as warranted. Spray bars are inspected twice per month with no more than 21 days between inspections.
 2. For vessel to barge transfer, vessels that are equipped with water sprays on the discharge conveyor may activate this control as conditions warrant or as requested by KCBX. If a vessel does not have the ability to apply water, KCBX will stop the transfer if warranted by the conditions present.
 3. For truck loading, front-end loaders transfer bulk solid material from stockpiles to the trucks. During non-freezing conditions, water applied from the pole-mounted cannons to control fugitive particulate emissions also provides wetting that minimizes emissions from the truck loading. Truck drivers are trained to tarp their loads in accordance with 35 IAC 212.315 prior to leaving the site.⁷

⁷ KCBX is constructing a wheel wash to reduce drag out of particulate from trucks leaving the facility. This control system may also be winterized as needed to avoid equipment damage. When operational, all drivers serving KCBX will be instructed to pass through the wheel wash on exiting the facility.

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- E. Screening.⁸ The revised construction permit issued to KCBX on April 18, 2013 provides for the screening of soil or bulk solid materials to remove foreign material (trash) and/or to satisfy customer product size specifications. No screening has taken place at the facility under KCBX ownership, and no screening equipment is currently located at the facility, but if screening were to take place, water would be applied to the unscreened stockpile or the target hopper from the water truck to control fugitive particulate emissions to achieve an opacity of 10 percent or less in accordance with 35 IAC 212.316(b). Choke-feeding, in accordance with 212.308, would be employed where possible given the physical configuration of equipment.
- F. Plant roads and parking areas. KCBX utilizes large, heavy mobile equipment to transfer bulk solid materials. This equipment frequently traverses the storage pad and roads shown on Figure 1. Water from pole-mounted cannons is applied to control fugitive particulate emissions from interior plant roads. Water from a truck-mounted spray bar and/or portable cannon attached to the water truck is applied on interior plant roads within the range of the cannons as an additional dust control measure on days when heavy equipment traffic is present. Water application from the water truck is also used to control fugitive particulate emissions from parking areas. In addition, a mechanical sweeper is used during normal business days, except days with precipitation or freezing conditions, to remove dust from paved interior plant roads, parking areas, the entrance along Burley Avenue. These best management practices are implemented in accordance with the requirements of 35 IAC 212.306 and are designed to meet the 10 percent opacity limit of 212.316(c).

Each day that trucks are loaded or unloaded, the roads on Figure 1 are swept as described above and watered unless precipitation, freezing conditions, snow cover, or other mitigating conditions are present, such as carryover moisture from previous day(s). Sweeping is accomplished using a wet vacuum system that moistens the particles and prevents their migration when the sweeper is unloaded. Written records of water truck use are maintained. Contractor tickets are used to document sweeper operations.

- G. Program. Each day, fugitive emission sources and current weather conditions are monitored and the Best Management Practices (BMP) listed in Sections A through F are implemented to control fugitive particulate emissions when conditions warrant. Forecasts of expected weather conditions, including wind and precipitation, are monitored and the pole-mounted watering program is adjusted accordingly. The responsible persons listed on page 3 have accountability for monitoring weather forecasts or assigning this responsibility. Forecasts are available through local and national public domain services.

⁸ No screening equipment is currently located at the facility, and KCBX has no plans to permanently locate screening equipment at the facility. Rather, if screening were to take place, KCBX would bring rental screening equipment to the facility on a temporary basis as allowed in the revised construction permit issued to KCBX on April 18, 2013.

**Consolidated Fugitive Particulate Operating Program and
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Figure 1 depicting the following elements is included per 35 IAC 212.310(c) as an aid to implementing the consolidated plan and depicts the approximate location of:

1. storage piles;
2. fixed conveyors;
3. portable conveyors;
4. roads;
5. bulk solid material loading and unloading; and
6. fixed pollution control systems.

This Fugitive Particulate Operating Program is reviewed periodically by KCBX and revised to reflect current knowledge and practice. Any revisions made are consistent with 35 IAC Subpart K and submitted to IEPA in accordance with 35 IAC 212.312.

**Consolidated Fugitive Particulate Operating Program and
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2. Contingency Measure Plan

A. Plan Elements. This Contingency Measure Plan (CMP) is designed to achieve reductions in actual annual PM₁₀ emissions. Terms of this CMP are federally enforceable per 35 IAC 212.702. There are two levels of control measures identified in Section 212.703:

1. Level I measures are designed to reduce total actual annual source-wide fugitive emissions of PM₁₀ at least 15% by increasing both the frequency and the volume of water in the application cycles, thereby increasing the moisture of the stockpiles and the effectiveness of the fugitive emissions controls (see Table).
2. Level II measures are designed to reduce total actual annual source-wide fugitive emissions of PM₁₀ at least 25% by further increasing both the frequency and the volume of water in the application cycles, thereby increasing the moisture of the stockpiles and the effectiveness of the fugitive emissions controls (see Table).

The BMP for meeting the contingency measure reductions specified in 35 IAC 212.703(a) follow those listed in Sections A through F of the Fugitive Particulate Operating Program in Part 1 of this consolidated plan. Because any control measure applied at any stage of the receiving or transferring aspect of bulk solid material handling tends to carry over to storage in stockpiles, the controls for these activities also constitute BMP that enable KCBX to meet the requirements of 212.304.

Scenario	Reduction Using Water [%]	Actual Annual PM ₁₀ Emission Reductions [%]
Base condition	80	N/A
Level I: Increase frequency and volume of pole-mounted and mobile water application from base condition.	85	≥ 15
Level II: Increase frequency and volume of pole-mounted and mobile water application from Level I and defer or reschedule non-critical operations	90	≥ 25

In accordance with 35 IAC 212.704(b) and (c), KCBX will implement Level I controls within 90 days and Level II controls within 60 days of receiving notice from the IEPA that the CMP should be implemented. KCBX will make every effort to implement the measure as soon as possible, but in no case will delay implementation beyond the applicable 60 or 90 day period.

Assessment of operations as non-critical will be accomplished on an as-needed basis. Options may include, but are not limited to, cessation of certain activities such as screening and stockpile compaction and may involve rescheduling certain activities such as material deliveries or shipments to periods when less wind is forecast.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 11 of 13

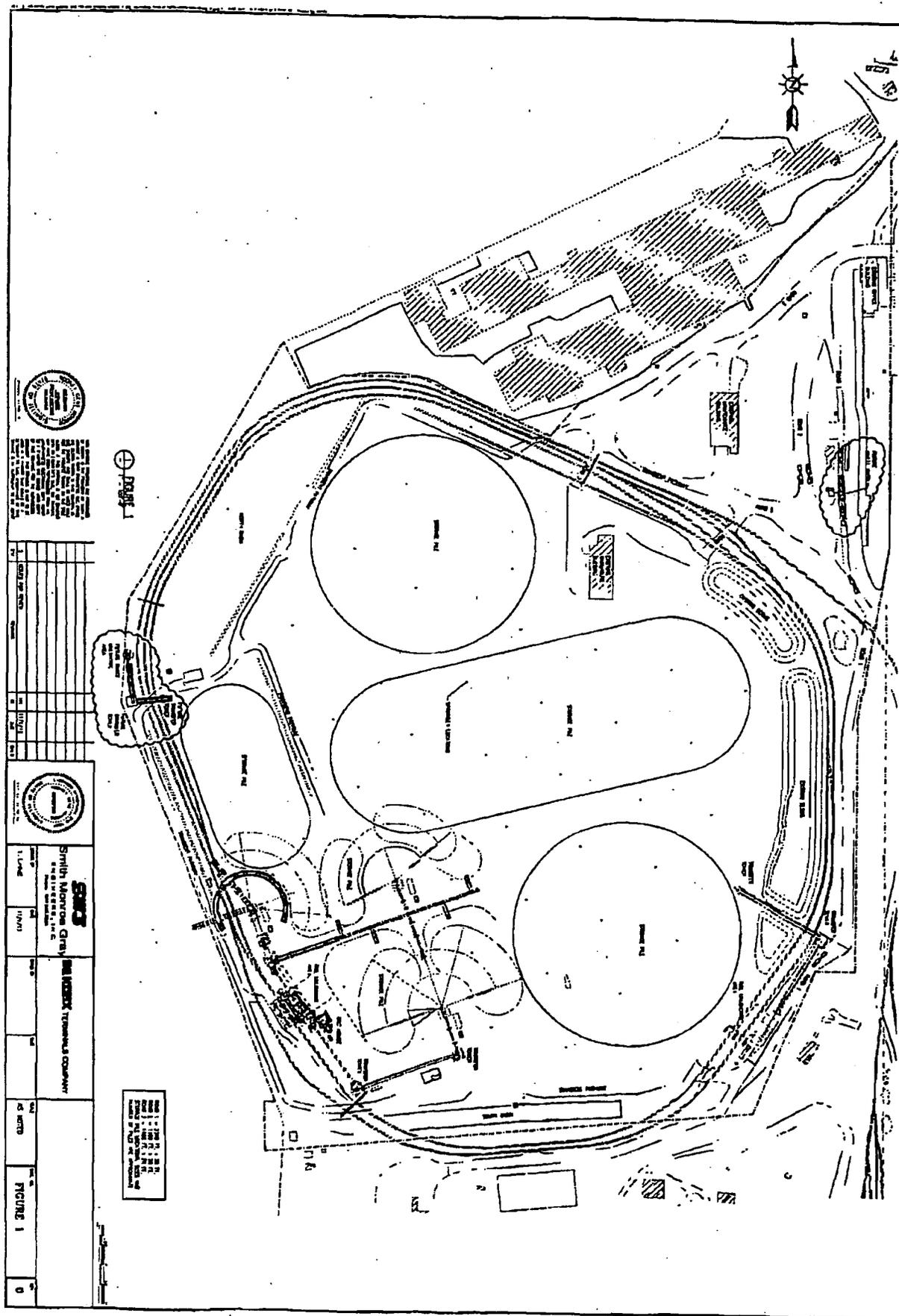
- B. Alternative Compliance Plan: KCBX has the option of complying with 35 IAC 212.703 through an Alternative Compliance Plan that provides for reductions in emissions equal to the level of reduction of fugitive emissions sought by Level I and Level II control measures. An Alternative Compliance Plan must be approved by IEPA and USEPA as a federally enforceable permit condition. If source controls are included on process emission units or other fugitive emissions of PM₁₀ not subject to 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424, or 212.464 in an Alternative Control Plan, the Plan must include a reasonable schedule of implementation for the controls, not to exceed two (2) years. The implementation schedule is subject to IEPA review and approval.
- C. Revisions to the Contingency Measure Plan (CMP): Operational changes subject to 35 IAC 212.304, 212.305, 212.306, 212.308, 212.316 (a) through (e), 212.424, or 212.464 that require a new or revised permit must, within 30 days after making such changes, be submitted to IEPA with a request for permit modification to include the new or revised CMP per 212.701(c).

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 12 of 13

3. Episode Action Plan

Episode Action Plans under 35 IAC 244 Subpart C are not required because the emission sources combusting fuel oil at the facility do not exceed 10 mmbtu/hr (see 244.142(c)).



U.S. ARMY CORPS OF ENGINEERS
 WASHINGTON, D.C. 20315
 DISTRICT OF COLUMBIA
 OFFICE OF THE DISTRICT ENGINEER
 1100 PENTAGON AVENUE
 WASHINGTON, D.C. 20315

NO.	DESCRIPTION	DATE	BY
1	DESIGNED	11/20/53	W. H. B.
2	REVISED	12/15/53	W. H. B.
3	REVISED	1/15/54	W. H. B.
4	REVISED	2/15/54	W. H. B.
5	REVISED	3/15/54	W. H. B.
6	REVISED	4/15/54	W. H. B.
7	REVISED	5/15/54	W. H. B.
8	REVISED	6/15/54	W. H. B.
9	REVISED	7/15/54	W. H. B.
10	REVISED	8/15/54	W. H. B.
11	REVISED	9/15/54	W. H. B.
12	REVISED	10/15/54	W. H. B.
13	REVISED	11/15/54	W. H. B.
14	REVISED	12/15/54	W. H. B.
15	REVISED	1/15/55	W. H. B.
16	REVISED	2/15/55	W. H. B.
17	REVISED	3/15/55	W. H. B.
18	REVISED	4/15/55	W. H. B.
19	REVISED	5/15/55	W. H. B.
20	REVISED	6/15/55	W. H. B.
21	REVISED	7/15/55	W. H. B.
22	REVISED	8/15/55	W. H. B.
23	REVISED	9/15/55	W. H. B.
24	REVISED	10/15/55	W. H. B.
25	REVISED	11/15/55	W. H. B.
26	REVISED	12/15/55	W. H. B.
27	REVISED	1/15/56	W. H. B.
28	REVISED	2/15/56	W. H. B.
29	REVISED	3/15/56	W. H. B.
30	REVISED	4/15/56	W. H. B.
31	REVISED	5/15/56	W. H. B.
32	REVISED	6/15/56	W. H. B.
33	REVISED	7/15/56	W. H. B.
34	REVISED	8/15/56	W. H. B.
35	REVISED	9/15/56	W. H. B.
36	REVISED	10/15/56	W. H. B.
37	REVISED	11/15/56	W. H. B.
38	REVISED	12/15/56	W. H. B.
39	REVISED	1/15/57	W. H. B.
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46	REVISED	8/15/57	W. H. B.
47	REVISED	9/15/57	W. H. B.
48	REVISED	10/15/57	W. H. B.
49	REVISED	11/15/57	W. H. B.
50	REVISED	12/15/57	W. H. B.

U.S. ARMY CORPS OF ENGINEERS
 WASHINGTON, D.C. 20315

SMITH MORTON GRAY
 ARCHITECT
 1100 PENTAGON AVENUE
 WASHINGTON, D.C. 20315

THE KREXIK TERMINAL COMPANY
 1100 PENTAGON AVENUE
 WASHINGTON, D.C. 20315

FIGURE 1
 0



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829
PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR
EPA - DIVISION OF RECORDS MANAGEMENT
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JAN 30 2014

TIER II

REVIEWER RDH

Date: September 19, 2013 **Inspection Date:** September 5, 2013
To: Steve Youngblut **Last Inspection:** July 27, 2012
From: *ERS* Emilio Salls **Region/District:** 1/ 17
TK Tom Kolokythas
Source: KCBX Terminals Co. **Identification No.:** 031 600 GSF
"South" Plant
Address: 10730 S. Burley Ave. **Sic No.:** 3295
City/State: Chicago, IL 60617
Contact/Title: Brandon Walker/ EHS Manager **Telephone No.:** (773) 978-8518

<u>Permit No.</u>	<u>Type</u>	<u>Issued</u>	<u>Expires</u>	<u>Unit</u>
07050082	Construction Permit	March 11, 2013	N/A	Loading/Unloading Ops.
09050011	Title-V - FESOP	PENDING		Transloading

1.0 Source/Process Description

KCBX Terminals Company "South" Plant consists of material (coal, petroleum coke and salt) handling operations that includes rail and truck unloading conveying to storage piles, conveying from storage piles to loading operations and loading materials into lakers/barges/trucks. There will be a numerous transfer points from loading to storage piles or unloading to storage piles. The equipment and design limits the operations to 11,000,000 tons per year throughput (including coal, coke and salt).

There is a potential to emit fugitive particulate emissions from each of the above operations. The facility must establish and carry out a fugitive dust suppression plan for these operations.

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
595 S. State, Elgin, IL 60123 (847) 608-3131
2125 E. First St., Champaign, IL 61820 (217) 278-5800
2009 Mall St., Collinsville, IL 62234 (618) 346-5120

9511 Harrison St., Des Plaines, IL 60016 (847) 294-4000
3407 N. University St., Arber 113, Peoria, IL 61614 (309) 693-5462
2309 W. Main St., Suite 116, Marion, IL 62959 (618) 993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312) 814-6026

PLEASE PRINT ON RECYCLED PAPER

R-000164

Operations at the plant include:

- Rail and marine vessel unloading of coal and coke
- Material conveying and transfer to storage piles
- Loading of coal / coke into boats or trucks
- A number of CI INTERNAL COMBUSTION ENGINES used to operate generators that power conveyors and pumps. These units are fueled with ULSF

2.0 Inspection Narrative

September 5, 2013 – Emilio Salls, Tom Kolokythas:

Presently the company operates a smaller "dust suppression system" consisting of six "Rain Guns" and 1 water wagon. The existing guns are designed to spray the conveyors only and not the storage piles. These guns only partially reach the storage piles. The ten storage piles are watered only with the water wagon which is equipped with a spray nozzle. On the day of the inspection the wind was about 10 MPH. The night before there was a downpour and all material was really wet. We saw no sign of dust blowing anywhere, but the potential for emissions during drier weather still persists. The company stated a second "water wagon" was available if needed.

It does not appear anyone present in the meeting was present during the storm last Friday. No one could say whether any dust clouds was emitted from this source during the storm. They have seen the photograph and had spoken to the SE environmental Task force (Attachment-1).

Below are material throughputs as reported by the company up to September, 2013:

Tons Petcoke received:	93,947
Tons Petcoke shipped:	61,918

Tons Coal received:	0
Tons Coal shipped:	120,356

KCBX Terminals Co.
ID#: 031 600 GSF
Inspection Date: September 5, 2013
Page 2

**Modes of
Transportation:**
Received by Truck
Shipped out by Truck
Received by Rail
Shipped out by Laker

The company provided no records of maintenance logs for the spray system. KCBX has not performed maintenance on the water cannon system since it took possession of the property in December of 2012. According to KCBX the existing water cannons did not require maintenance during this time. During this inspection we observed the "Rain Guns" in operation but not the water wagon.

ES, TK

cc: BOA Des Plaines Regional File

JCL /REV.-09/02/08

R-000166

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Press Releases

November 4, 2013

MADIGAN FILES SUIT AGAINST PETROLEUM COKE SITE FOR AIR POLLUTION

Refinery Waste at Calumet River Terminal Sending Clouds of Black Dust into Nearby Residential Area

Chicago — Attorney General Lisa Madigan today filed suit against KCBX Terminals Company for alleged air pollution caused by mounting piles of petroleum coke and coal at its location along the Calumet River in Chicago. The growing mounds of refinery waste allegedly are sending clouds of black dust into nearby residential areas on the city's southeast side.

"The piles of refinery waste at this site are growing by the day without the appropriate protections to ensure nearby residents' health and safety," Madigan said. "It's critical that KCBX quickly installs safeguards to protect the surrounding community."

KCBX operates a bulk loading facility at 10730 S. Burley Ave., managing piles of coal and petroleum coke, a refinery waste produced by the BP facility in Whiting, Ind. Also referred to as "pet coke," the solid by-product of petroleum refining generally contains high concentrations of carbon, sulfur and also may include trace elements of metals such as vanadium, nickel, chromium and lead. Pet coke can be used to fuel coal-fired power plants and cement kilns. Inhaling pet coke can contribute to respiratory health problems, particularly for individuals who suffer from heart and lung disease, and asthma.

BP is expected to complete a project this year that will allow the oil refinery to triple the amount of petroleum coke produced, which will result in increased deliveries to the KCBX-owned site.

The Attorney General's complaint, which was filed in Cook County Circuit Court today, follows an Oct. 24 referral from the Illinois Environmental Protection Agency. Along with air pollution violations, the complaint includes a second count citing KCBX for its failure to update and maintain an operations plan for property containing the dust from the refinery waste. Madigan maintains that KCBX improperly relied on a plan created by the former owner of the site. In each count of the complaint, the Attorney General seeks the statutory maximum civil penalty.

Assistant Attorney General Kathryn Pamerter and Environmental & Energy Counsel James Gignac are handling the case for Madigan's Environmental Enforcement Bureau.

-30-

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Dragovich, Michael

From: Frost, Brad
Sent: Tuesday, August 27, 2013 4:06 PM
To: Page, Ken
Cc: Pressnall, Chris; Marr, Linda; Dragovich, Michael; Bernoteit, Bob
Subject: KCBX Terminals Company - EJ information
Attachments: KCBX Info Sheet.docx

Ken,

Attached is a report for a revised construction permit for KCBX Terminals Company.

I'll call you to discuss outreach for this source.

Brad

Brad Frost
Office of Community Relations
Illinois EPA
1021 North Grand Avenue, East
PO Box 19506
Springfield, IL 62794-9506
217/782-7027
217/524-5023 fax
brad.frost@illinois.gov

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Bureau of Air Permit Section

EJ Information Sheet

Request for Review of Project in Environmental Justice Area	
Item	Complete field below for known items at time of request or leave blank
Applicant Name – Facility Name	KCBX Terminals Company
ID#	031600GSF
IEPA Application #	07050082
Facility Address (Street Address)	10730 South Burley
Facility City	Chicago
Facility County	Cook
Facility Contact Person and Title	Terry Steinert
Facility Contact Phone #	316/828-7847
Facility Contact E-mail address	STEINE3T@KOCHIND.COM
Type of Permit	Construction Permit
Analyst/Reviewer Name	Michael Dragovich
Description of Permit	Revising construction permit to relocate 10 conveyors, a box hopper and a stacker from its north facility (located at 3259 East 100 th St.) to this facility.
Is Public Notice Required: Yes/No	No
Date Comment Period Starts	
Date Comment Period Ends	
Hearing Date	
Other Relevant Information	NONE
Date permit/application received	July 23, 2013
Date sent to EJ Officer	August 27, 2013

Dragovich, Michael

From: Bernoteit, Bob
Sent: Tuesday, November 19, 2013 1:49 PM
To: Dragovich, Michael; Brodsky, Valeriy
Subject: FW: IEPA- Pet Coke
Attachments: Lisa Bonnett Letter.pdf

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REVIEWER RDH

Mike,

This belongs in the permit application file for KCBX South.

Bob Bernoteit
Acting Permit Section Manager,
Illinois EPA, Division of Air Pollution Control

From: Frost, Brad
Sent: Tuesday, November 19, 2013 1:04 PM
To: Ziri, Michael
Cc: Armitage, Julie; Page, Ken; Pressnall, Chris; Bernoteit, Bob; Neibergall, Kurt
Subject: FW: IEPA- Pet Coke

FYI. We have received the attached letter from Congresswoman Kelly.

Brad Frost
Office of Community Relations
Illinois EPA
1021 North Grand Avenue, East
PO Box 19506
Springfield, IL 62794-9506
217/782-7027
217/524-5023 fax
brad.frost@illinois.gov

From: Garrett, Brandon [<mailto:Brandon.Garrett@mail.house.gov>]
Sent: Tuesday, November 19, 2013 12:55 PM
To: Frost, Brad
Cc: Bryant, Rick; Sawyer, Dante; Webb, Brandon; Wilson, Audra
Subject: IEPA- Pet Coke

Mr. Frost-

Please see the attached letter from Congresswoman Robin Kelly. Should you have any questions or concerns, please feel free to contact her Senior Adviser Rick Bryant, copied here.

Sincerely,

E. Brandon Garrett | Chief of Staff
Congresswoman Robin L. Kelly (IL-02)
2419 Rayburn HOB | Washington, DC 20515
Phone: 202.225.0773

Brandon.garrett@mail.house.gov | RobinKelly.House.Gov



ROBIN L. KELLY
2ND DISTRICT, ILLINOIS

2419 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
PHONE: (202) 225-0773
FAX: (202) 225-3681

www.RobinKelly.house.gov

Congress of the United States
House of Representatives

DISTRICT OFFICES:
600 HOLIDAY PLAZA DRIVE
SUITE 505
MATTESON, IL 60443
(708) 679-0078

1000 E. 111TH STREET
11TH FLOOR
CHICAGO, IL 60628
(773) 568-2623

November 15, 2013

Ms. Lisa Bonnett
Director
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield, Illinois 62794

Dear Director Bonnett:

I write to express my concerns with an application pending before the Illinois Environmental Protection Agency's Bureau of Air submitted by KCBX, which seeks to add ten portable conveyors, one stacking conveyor, and one portable hopper to its petroleum coke bulk terminal operations near 10730 South Burley Avenue in Chicago's 10th Ward.

As you know, there has been a sharp increase in the amount of pet coke being stored along the Calumet River in recent months, and that amount is expected to sharply increase even more in the months ahead. As a result of the new pet coke mountains emerging in their neighborhood, area residents (my constituents) have complained that fugitive dust emissions of pet coke are causing health hazards, environmental contamination, and a public nuisance.

Moreover, a recent spate of legal actions stemming from the pet coke operations should be reason to give pause. On November 4th, the Illinois Attorney General filed suit against KCBX, alleging air pollution and permitting violations. On October 24th, your office issued a notice of violation alleging pollution and permitting violations against a neighboring pet coke terminal, owned by the Beemsterboer Company. And on October 31st, a class-action lawsuit was filed in Cook County Court by area residents alleging air pollution violations against both KCBX and Beemsterboer.

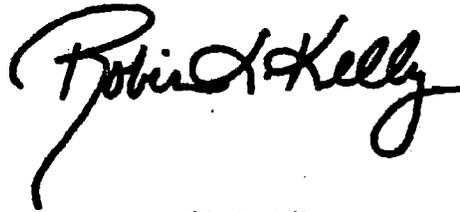
In light of the growing public outcry about health and environmental concerns linked to pet coke, I asked the Congressional Research Service in September for information on the health and environmental impacts of pet coke. The CRS research found that fugitive dust from pet coke does have negative health impacts on animals and is a public nuisance. In order to learn more about the health and environmental impacts of pet coke, I am now cosponsoring federal legislation, House Resolution 2298, which would require the federal government to conduct an extensive study into the health and environmental impacts associated with pet coke.

R-000172

Given the recent spate of legal actions stemming from the ongoing pet coke operations in the 10th Ward, and given the research that is available regarding possible hazards associated with pet coke, and, given the strong opposition voiced by my constituents against future expansion of pet coke operations in the 10th Ward, I ask that the EPA reconsider KCBX's application until all the potential negative health and environmental impacts can be fully assessed and understood.

If you have any questions or need more information, please contact me or have staff contact my Senior Adviser, Mr. Rick Bryant, at (708) 679-0078. I thank you advance for your consideration on this important matter.

Sincerely,

A handwritten signature in black ink that reads "Robin L. Kelly". The signature is written in a cursive, flowing style with a large initial "R".

Robin L. Kelly
Member of Congress

Coni
Unit

House of
Representatives

Dragovich, Michael

From: Bernoteit, Bob
Sent: Tuesday, November 19, 2013 1:44 PM
To: Dragovich, Michael; Brodsky, Valeriy
Subject: FW: KCBX - Section 39 Waiver
Attachments: Bernoteit02 Ltr - Section 39 Waiver.pdf

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JAN 30 2014

FYI.

REVIEWER RDH

Bob Bernoteit
Acting Permit Section Manager,
Illinois EPA, Division of Air Pollution Control

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Tuesday, November 19, 2013 1:41 PM
To: Bernoteit, Bob
Cc: Pressnall, Chris; Katherine D. Hodge
Subject: KCBX - Section 39 Waiver

Mr. Bernoteit:

Please see the attached Section 39 Waiver.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

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R-000174



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 19, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

Dear Bob:

On behalf of KCBX Terminals Company ("KCBX") and pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), this letter is written to grant the Illinois Environmental Protection Agency ("Illinois EPA") a waiver of its statutory permit application review period for review of the above-referenced construction permit application for an additional 30 days, or until December 20, 2013.

Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

3150 ROLAND AVENUE & POST OFFICE BOX 3776 & SPRINGFIELD, ILLINOIS 62703-3776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000175

Dragovich, Michael

From: Bernoteit, Bob
Sent: Tuesday, October 22, 2013 9:08 AM
To: Dragovich, Michael; Brodsky, Valeri
Subject: FW: Section 39 Waiver
Attachments: Bernoteint Ltr - Section 39 Waiver.pdf

FYI. KCBX Waiver.

Bob Bernoteit
Acting Permit Section Manager,
Illinois EPA, Division of Air Pollution Control

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Friday, October 18, 2013 2:36 PM
To: Bernoteit, Bob
Cc: Pressnall, Chris; Katherine D. Hodge
Subject: Section 39 Waiver

Mr. Bernoteit:

Please see the attached letter for your review.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

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NOV 07 2013

REVIEWER EAV



HODGE DWYER & DRIVER
ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

October 18, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

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Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb
pc: Christopher R. Pressnall, Esq.

3150 ROLAND AVENUE & POST OFFICE BOX 5776 & SPRINGFIELD, ILLINOIS 62705-5776
TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000177



HODGE DWYER & DRIVER
ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

KCBX Southfield

October 18, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

*Entered
10-21-13
B.D.*

RECEIVED

OCT 18 2013

Illinois Environmental Protection Agency
BUREAU OF AIR
STATE OF ILLINOIS

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

Dear Bob:

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Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq.

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TELEPHONE 217-523-4900 & FACSIMILE 217-523-4948 & WWW.HDDATTORNEYS.COM

R-000178

Kras, Kim

From: Armitage, Julie
Sent: Friday, October 18, 2013 8:39 PM
To: Kras, Kim
Subject: Fw: Section 39 Waiver
Attachments: Bernoteint Ltr - Section 39 Waiver.pdf

From: Pressnall, Chris
Sent: Friday, October 18, 2013 02:36 PM Central Standard Time
To: Armitage, Julie
Subject: FW: Section 39 Waiver

FYI

Christopher Pressnall
Assistant Counsel
Illinois EPA
(217) 782-5544
chris.pressnall@illinois.gov

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From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Friday, October 18, 2013 2:36 PM
To: Bernoteit, Bob
Cc: Pressnall, Chris; Katherine D. Hodge
Subject: Section 39 Waiver

Mr. Bernoteit:

Please see the attached letter for your review.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

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Dragovich, Michael

From: Frost, Brad
Sent: Tuesday, August 27, 2013 4:06 PM
To: Page, Ken
Cc: Pressnall, Chris; Marr, Linda; Dragovich, Michael; Bernoteit, Bob
Subject: KCBX Terminals Company - EJ information
Attachments: KCBX Info Sheet.docx

Ken,

Attached is a report for a revised construction permit for KCBX Terminals Company.

I'll call you to discuss outreach for this source.

Brad

Brad Frost
Office of Community Relations
Illinois EPA
1021 North Grand Avenue, East
PO Box 19506
Springfield, IL 62794-9506
217/782-7027
217/524-5023 fax
brad.frost@illinois.gov

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REVIEWER EAV

R-000180

Bureau of Air Permit Section

EJ Information Sheet

Request for Review of Project in Environmental Justice Area	
Item	Complete field below for known items at time of request or leave blank
Applicant Name – Facility Name	KCBX Terminals Company
ID#	031600GSF
EPA Application #	07050082
Facility Address (Street Address)	10730 South Burley
Facility City	Chicago
Facility County	Cook
Facility Contact Person and Title	Terry Steinert
Facility Contact Phone #	316/828-7847
Facility Contact E-mail address	<u>STEINE3T@KOCHIND.COM</u>
Type of Permit	Construction Permit
Analyst/Reviewer Name	Michael Dragovich
Description of Permit	Revising construction permit to relocate 10 conveyors, a box hopper and a stacker from its north facility (located at 3259 East 100 th St.) to this facility.
Is Public Notice Required: Yes/No	No
Date Comment Period Starts	
Date Comment Period Ends	
Hearing Date	
Other Relevant Information	NONE
Date permit/application received	July 23, 2013
Date sent to EJ Officer	August 27, 2013

Dragovich, Michael

From: Steinert, Terry [STEINE3T@KOCHIND.COM]
Sent: Tuesday, September 03, 2013 8:15 AM
To: Dragovich, Michael
Cc: Katherine D. Hodge (khodge@hddattorneys.com); Monica T. Rios (mrios@hddattorneys.com); Culver, Jeff
Subject: Equipment ID Nos.

Mike,

As discussed in our meeting of Tuesday last week, following is a list of equipment and ID numbers for the portable conveyors & box hopper that KCBX intends to move from the North facility (3259 E 100th Street) to the South facility (10730 South Burley Avenue). You may use these IDs in the construction permit.

Current South Construction Permit (ID Nos.)

Portable Conveyors (PC-3 through PC-12)
Stacking Conveyors (SC-1 through SC-4)
Portable Hopper (PH-1)

Equipment to be added from North (ID Nos.)

Portable Conveyors (PC-13 through PC-22)
Stacking Conveyor (SC-5)
Portable Hopper (PH-2)

I apologize for not getting this to you Friday, but I got back into town later than expected and my wife was anxious to get out of town for the long weekend.

Terry L Steinert

Terry L. Steinert
Environmental Compliance Manager
Koch Carbon, LLC
4111 East 37th Street North
Wichita, KS 67220

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2013 09 03 15:15

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REVIEWER EAV

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF LEGAL COUNSEL
MEETING SIGN-IN SHEET

DATE August 27, 2013

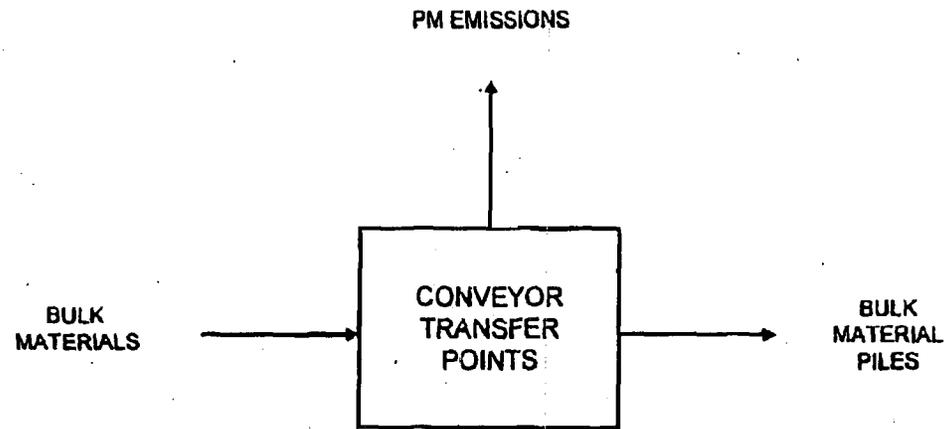
SUBJECT KCBX

NAME	ENTITY	PHONE NUMBER
Robb Layman	IEPA/legal	217-524-9137
Kathy Hodge	HDD for KCBX	217-523-4900
TERRY STRANDET	Koch Minerals	316-828-7817
Monica Rios	HDD for KCBX	217 5234900
Jeff Culver	Koch Minerals	316-828-8902
Mike Dragovich	IEPA/Permits	217-782-7424
Chris Passwell	IEPA/Air/Legal	217/782-5544
Bob Bernotas	IEPA/BOA Permits	217/524-0865
Michael J. Reed	IEPA/BOA Permits	217/782-4651
Valeriy Brodsky	IEPA/BOA/Permits	217/785-1738

IEPA - DIVISION OF RECORDS MANAGEMENT

NOV 07 2013

REVIEWER EAV



Note: End loaders transfer stored materials to transport vehicle.

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REVIEWER EAV

figure 1

CONVEYOR TRANSFER POINTS PROCESS FLOW DIAGRAM
CONSTRUCTION PERMIT APPLICATION
DTE Chicago Fuels Terminal, LLC
Chicago, Illinois



Dragovich, Michael

EPA - DIVISION OF RECORDS MANAGEMENT
RELEASABLE

From: Dragovich, Michael
Sent: Tuesday, August 13, 2013 11:28 AM
To: Layman, Robb
Cc: Brodsky, Valeriy
Subject: RE: KCBX Meeting - August 27

JAN 30 2014

REVIEWER RDH

Tracking:	Recipient	Read
	Layman, Robb	Read: 8/13/2013 12:06 PM
	Brodsky, Valeriy	Read: 8/13/2013 11:28 AM

Robb,

I marked my calendar for the August 27th with KCBX.

Thanks,
Mike Dragovich

From: Layman, Robb
Sent: Tuesday, August 13, 2013 11:00 AM
To: Bernoteit, Bob; Reed, Michael; Brodsky, Valeriy; Dragovich, Michael
Cc: Pressnall, Chris
Subject: FW: KCBX Meeting - August 27
Importance: High

We're on for a meeting with KCBX on Tuesday, August 27th at 1:30 pm, provided that everyone still has the date open. I've reserved the Marshall conference room in DLC for the occasion. Thanks.

From: Monica T. Rios [<mailto:mrrios@hddattorneys.com>]
Sent: Thursday, August 08, 2013 1:02 PM
To: Layman, Robb
Subject: KCBX Meeting - August 27
Importance: High

Robb, KCBX is available to meet on August 27th at 1:30. Please confirm that this time still works for IEPA, and I will let KCBX know to plan on the 27th. Thanks!

Monica T. Rios
mrrios@hddattorneys.com
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 (Facsimile)

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I.B.D. → 05-06-2009 B. Bernoteit N

KCBX TERMINALS COMPANY
10730 South Burley Avenue
Chicago, IL 60617

July 23, 2013

0316006SF
07050082

VIA HAND DELIVERY

Robert W. Bernoteit
Acting Manager, Permit Section
Illinois Environmental Protection Agency
Division of Air Pollution Control - MC #11
1021 North Grand Avenue East
PO Box 19276
Springfield, Illinois 67294-9276

Re: Request for Revision to Revised Construction Permit
KCBX Terminals Company
10730 South Burley Avenue, Chicago, Illinois 60617
Permit No. 07050082 (Conveyor Addition Project)
Facility I.D. 031600GSF

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REVIEWER EAV

Dear Mr. Bernoteit:

This letter is written on behalf of KCBX Terminals Company ("KCBX") to request that the Illinois Environmental Protection Agency ("Illinois EPA") revise the above-referenced revised construction permit ("Revised Construction Permit") issued to KCBX for the purpose of authorizing the proposed installation of certain additional conveyance and handling equipment as part of the Conveyor Addition Project at its facility located at 10730 South Burley Avenue, Chicago, IL 60617 (Facility I.D. No. 031600GSF) ("South Facility").

As background, the KCBX North Facility, located at 3259 East 100th Street, Chicago, IL 60617 (Facility I.D. No. 031600AHI) ("North Facility"), is currently operated pursuant to a Federally Enforceable State Operating Permit ("FESOP") that Illinois EPA issued on April 5, 2012. As discussed with you and your Staff on several occasions, KCBX intends to operate the South Facility and the North Facility as a single source, pursuant to either a single FESOP or separate FESOPs. There are pending applications for both the South Facility and the North Facility indicating KCBX's intent to accept limitations on emissions and production and/or operation of this new combined source such that potential emissions would not exceed major source applicability levels and, thereby, exclude the new combined source from requiring a CAAPP permit.

As you know, KCBX acquired the South Facility in late 2012, along with the transfer of IS coverage under a prior version of the Revised Construction Permit. Since that time, KCBX

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Mr. Robert W. Bernoteit
July 23, 2013
Page 2

requested certain revisions to the Revised Construction Permit, which were included in a reissued permit, dated April 18, 2013. Also, since the acquisition and the progression of the construction at the South Facility, KCBX has discovered that the equipment included in the Conveyor Addition Project (and authorized by the Revised Construction Permit) will not allow KCBX to achieve the material handling and throughput rates envisioned for the facility, which rates are less than the rates established in Special Condition 14(a) - (c) of the Revised Construction Permit.

Instead, additional equipment consisting of ten (10) Portable Conveyors, one (1) Box Hopper and one (1) Stacker, all of which may be relocated from the North Facility, will be necessary to achieve the throughput contemplated for the Conveyor Addition Project, again, which throughput will be less than the 11,000,000 tons per year of coal and coke authorized in Special Condition 14(c)(1) of the Revised Construction Permit. Thus, KCBX is requesting revisions to page 1 of the Revised Construction Permit to allow the installation of this additional equipment. Finally, on this point, please note, that KCBX is not requesting any changes to the annual and monthly throughput limitations and/or the emission limitations in the Revised Construction Permit, and/or to the related testing, monitoring, recordkeeping and reporting requirements. Similarly, KCBX is not requesting any changes to any other applicable requirements in the Revised Construction Permit.

The following air permit application forms are included with this application:

APC-628
197-Fee
220-CAAPP

KCBX renews its prior requests for a meeting and/or telephone conference with the appropriate representatives at Illinois EPA for the purpose of discussing the changes to the Conveyor Addition Project and the requested revisions to the Revised Construction Permit.

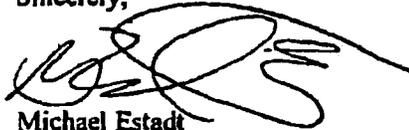
Mr. Robert W. Bernoteit

July 23, 2013

Page 3

Finally, KCBX respectfully requests that it be allowed to review a draft of the revised construction permit prior to issuance. If you should have any questions, please do not hesitate to contact Mr. Terry Steinert at 316.828.7847.

Sincerely,



Michael Estadt
Operations Manager

Attachments

pc: Robb Layman, Esq. (via hand delivery; w/enclosures)
Jeff Culver, Esq. (via electronic mail; w/enclosures)
Terry Steinert (via electronic mail; w/enclosures)
Katherine D. Hodge, Esq. (via electronic mail; w/enclosures)



Illinois Environmental Protection Agency

Bureau of Air • 1021 North Grand Avenue East • P.O. Box 19506 • Springfield • Illinois • 62794-9506

FEE DETERMINATION FOR CONSTRUCTION PERMIT APPLICATION

FOR AGENCY USE ONLY	
ID Number: <u>031600GSF</u>	Permit #: <u>07050082</u>
<input checked="" type="checkbox"/> Complete	Date Complete: <u>01-23-2013</u>
<input type="checkbox"/> Incomplete	Account Name: <u>Walter Doyce Driver</u>
Check Number: <u>3901</u>	

paid \$10,000

This form is to be used to supply fee information that must accompany all construction permit applications. This application must include payment in full to be deemed complete. Make check or money order payable to the Illinois Environmental Protection Agency, Division of Air Pollution Control - Permit Section at the above address. Do NOT send cash. Refer to instructions (197-INST) for assistance.

Source Information

- Source Name: KCBX Terminals Company
- Project Name: Conveyor Addition
- Source ID #: (if applicable) 031600GSF
- Contact Name: Michael Esliadt
- Contact Phone #: (773) 375-8974

Fee Determination

6. The boxes below are automatically calculated.

Section 1 Subtotal	<u>\$0.00</u>	+	Section 2, 3 or 4 Subtotal	<u>\$10,000.00</u>	=	<u>\$10,000.00</u>
						Grand Total

Section 1: Status of Source/Purpose of Submittal

7. Your application will fall under only one of the following five categories described below. Check the box that applies.

Proceed to applicable sections. For purposes of this form:

- Major Source is a source that is required to obtain a CAAPP permit.
- Synthetic Minor Source is a source that has taken limits on potential to emit in a permit to avoid CAAPP permit requirements (e.g., FESOP).
- Non-Major Source is a source that is not a major or synthetic minor source.

- Existing source without status change or with status change from synthetic minor to major source or vice versa. Proceed to Section 2.
- Existing non-major source that will become synthetic minor to major source. Proceed to Section 4.
- New major or synthetic minor source. Proceed to Section 4.
- New non-major source. Proceed to Section 3.
- AGENCY ERROR. If this is a timely request to correct an issued permit that involves only an agency error and if the request is received within the deadline for a permit appeal to the Pollution Control Board. Skip Sections 2, 3 and 4. Proceed directly to Section 5.

\$0.00
Section 1 Subtotal

This agency is authorized to require and you must disclose this information under 415 ILCS 5/38. Failure to do so could result in the application being denied and penalties under 415 ILCS 5 ET SEQ. It is not necessary to use this form in providing this information. This form has been approved by the forms management center.

Section 2: Special Case Filing Fee

8. Filing Fee. If the application only addresses one or more of the following, check the appropriate boxes, skip Sections 3 and 4 and proceed directly to Section 5. Otherwise, proceed to Section 3 or 4 as appropriate.

- Addition or replacement of control devices on permitted units.
- Pilot projects/trial burns by a permitted unit
- Land remediation projects
- Revisions related to methodology or timing for emission testing
- Minor administrative-type change to a permit

\$0.00

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Page 1 of 2

Environmental Protection Agency
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IL 532-2776
197-FEE Rev. 1/2012

Application Page _____

Section 3: Fees for Current or Projected Non-Major Sources

9.	This application consists of a single new emission unit or no more than two modified emission units. (\$500 fee)	9.	_____
10.	This application consists of more than one new emission unit or more than two modified units. (\$1,000 fee)	10.	_____
11.	This application consists of a new source or emission unit subject to Section 39.2 of the Act (i.e., Local Siting Review); a commercial incinerator or a municipal waste, hazardous waste, or waste tire incinerator; a commercial power generator; or an emission unit designated as a complex source by agency rulemaking. (\$15,000 fee)	11.	<u>\$0.00</u>
12.	A public hearing is held (see instructions). (\$10,000 fee)	12.	_____
13.	Section 3 subtotal. (lines 9 through 12 - entered on page 1)	13.	<u>\$0.00</u>

Section 4: Fees for Current or Projected Major or Synthetic Minor Sources

Application contains modified emission units only	14. For the first modified emission unit, enter \$2,000.	
	15. Number of additional modified emission units = _____ x \$1,000.	15. <u>\$0.00</u>
	16. Line 14 plus line 15, or \$5,000, whichever is less.	16. <u>\$0.00</u>
Application contains new and/or modified emission units	17. For the first new emission unit, enter \$4,000.	17. <u>\$4,000.00</u>
	18. Number of additional new and/or modified emission units = <u>11</u> x \$1,000.	18. <u>\$11,000.00</u>
	19. Line 17 plus line 18, or \$10,000, whichever is less.	19. <u>\$10,000.00</u>
Application contains netting exercise	20. Number of individual pollutants that rely on a netting exercise or contemporaneous emissions decrease to avoid application of PSD or nonattainment area NSR = _____ x \$3,000.	20. <u>\$0.00</u>
Additional Supplemental Fees	21. If the new source or emission unit is subject to Section 39.2 of the Act (i.e. siting); a commercial incinerator or other municipal waste, hazardous waste, or waste tire incinerator; a commercial power generator; or one or more other emission units designated as a complex source by Agency rulemaking, enter \$25,000.	21. _____
	22. If the source is a new major source subject to PSD, enter \$12,000.	22. _____
	23. If the project is a major modification subject to PSD, enter \$8,000.	23. _____
	24. If this is a new major source subject to nonattainment area (NAA) NSR, enter \$20,000.	24. _____
	25. If this is a major modification subject to NAA NSR, enter \$25,000.	25. _____
	26. If the application involves a determination of MACT for a pollutant and the project is not subject to BACT or LAER for the related pollutant under PSD or NSR (e.g., VOM for organic HAP), enter \$5,000 per unit for which a determination is requested or otherwise required. _____ x \$5,000.	26. <u>\$0.00</u>
	27. If a public hearing is held (see instructions), enter \$10,000.	27. _____
28. Section 4 subtotal (line 16 and lines 19 through 28) to be entered on page 1		28. <u>\$10,000.00</u>

Section 5: Certification

NOTE: Applications without a signed certification will be deemed incomplete.

29. I certify under penalty of law that, based on information and belief formed after reasonable inquiry, the information contained in this fee application form is true, accurate and complete.

by:



Signature

Michael Estadt

Typed or Printed Name of Signatory

Operations Manager

Title of Signatory

7/18/2013

Date



Illinois Environmental Protection Agency
 Division Of Air Pollution Control -- Permit Section
 P.O. Box 19508
 Springfield, Illinois 62794-9508

Construction Permit Application For a FESOP Source (FORM APC628)	For Illinois EPA use only
	BOA ID No.: 031600GSF
	Application No.: 07050082
	Date Received: 07-23-2013

paid \$10,000

This form is to be used to supply information to obtain a construction permit for a proposed project involving a Federally Enforceable State Operating Permit (FESOP) or Synthetic Minor source, including construction of a new FESOP source. Other necessary information must accompany this form as discussed in the "General Instructions For Permit Applications," Form APC-201.

Proposed Project	
1. Working Name of Proposed Project: Conveyor Addition	
2. Is the project occurring at a source that already has a permit from the Bureau of Air (BOA)? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, provide BOA ID Number: 031600GSF	
3. Does this application request a revision to an existing construction permit issued by the BOA? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, provide Permit Number: 07050082	
4. Does this application request that the new/modified emission units be incorporated into an existing FESOP issued by the BOA? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, provide Permit Number: _____	

Source Information		
5. Source name: KCBX Terminals Company		
6. Source street address: 10730 South Burley Avenue		
7. City: Chicago	8. County: Cook	9. Zip code: 60617
ONLY COMPLETE THE FOLLOWING FOR A SOURCE WITHOUT AN ID NUMBER.		
10. Is the source located within city limits? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, provide Township Name: _____		
11. Description of source and product(s) produced:		12. Primary Classification Code of source: SIC: 4491 or NAICS: _____
13. Latitude (DD:MM:SS.SSSS):		14. Longitude (DD:MM:SS.SSSS):

* If this information different than previous information, then complete a new Form 200-CAAPP to change the source name in initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

Applicant Information	
15. Who is the applicant? <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator	16. All correspondence to: (check one) <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Source
17. Applicant's FEIN: 48-1082551	18. Attention name and/or title for written correspondence: Michael Estadt, Operations Manager

This Agency is authorized to require and you must disclose this information under 415 ILCS 5/29. Failure to do so could result in the application being denied and penalties under 415 ILCS 5 et seq. It is not necessary to use this form in providing this information. This form has been approved by the permit management center.
 IL 532-2865 APC628 8/07 Printed on Recycled Paper

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Owner Information*		
19. Name: KM Railways, LLC		
20. Address: 4111 East 37th Street North		
21. City: Wichita	22. State: Kansas	23. Zip code: 67220

* If this information different than previous information, then complete Form 272-CAAPP for a Request for Ownership Change for CAAPP Permit for an initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

Operator Information (If Different from Owner)*		
24. Name KCBX Terminals Company		
25. Address: 10730 South Burley Avenue		
26. City: Chicago	27. State: Illinois	28. Zip code: 60617

* If this information different than previous information, then complete a new Form 200-CAAPP to change the source name in initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

Technical Contacts for Application	
29. Preferred technical contact: (check one) <input checked="" type="checkbox"/> Applicant's contact <input type="checkbox"/> Consultant	
30. Applicant's technical contact person for application: Terry Steinert	
31. Contact person's telephone number (316) 828-7847	32. Contact person's email address: STEINE3T@KOCHIND.COM
33. Applicant's consultant for application: N/A	
34. Consultant's telephone number: N/A	35. Consultant's email address: N/A

Review Of Contents of the Application	
36. Is the emission unit covered by this application already constructed? if "yes", provide the date construction was completed:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Note: The Illinois EPA is unable to issue a construction permit for a emission unit that has already been constructed.	
37. Does the application include a narrative description of the proposed project?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
38. Does the application contain a list or summary that clearly identifies the emission units and air pollution control equipment that are part of the project?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
39. Does the application include process flow diagram(s) for the project showing new and modified emission units and control equipment and related existing equipment and their relationships?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
40. If the project is at a source that has not previously received a permit from the BOA, does the application include a source description, plot plan and site map?	<input type="checkbox"/> Yes <input type="checkbox"/> No N/A

Review Of Contents of the Application (continued)	
41. Does the application include relevant information for the proposed project as requested on Illinois EPA, BOA application forms (or otherwise contain all the relevant information)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
42. Does the application identify and address all applicable or potentially applicable emissions standards, including: a. State emission standards (35 IAC Chapter I, Subtitle B); b. Federal New Source Performance Standards (40 CFR Part 60); c. Federal standards for HAPs (40 CFR Parts 61 and 63)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
43. Does the application address whether the proposed project or the source could be a major project for Prevention of Significant Deterioration (PSD), 40 CFR 52.217?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
44. Does the application address for which pollutant(s) the proposed project or the source could be a major project for PSD, 40 CFR 52.217?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
45. Does the application address whether the proposed project or the source could be a major project for "Nonattainment New Source Review," (NA NSR), 35 IAC Part 203?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
46. Does the application address for which pollutant(s) the proposed project or the source could be a major project for NA NSR, 35 IAC Part 203?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
47. Does the application address whether the proposed project or the source could potentially be subject to federal Maximum Achievable Control Technology (MACT) standard under 40 CFR Part 63 for Hazardous Air Pollutants (HAP) and identify the standard that could be applicable?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Source not major <input checked="" type="checkbox"/> Project not major <input checked="" type="checkbox"/>
48. Does the application identify the HAP(s) from the proposed project or the source that would trigger the applicability of a MACT standard under 40 CFR Part 63?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
49. Does the application include a summary of the current and the future potential emissions of the source after the proposed project has been completed for each criteria air pollutant and/or HAP (tons/year)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A* * Applicability of PSD, NA NSR or 40 CFR 63 not applicable to the source's emissions.
50. Does the application include a summary of the requested permitted annual emissions of the proposed project for the new and modified emission units (tons/year)?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Project does not involve an increase in emissions from new or modified emission units.
51. Does the application include a summary of the requested permitted production, throughput, fuel, or raw material usage limits that correspond to the annual emissions limits of the proposed project for the new and modified emission units?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Project does not involve an increase in emissions from new or modified emission units.
52. Does the application include sample calculations or methodology for the emission estimations and the requested emission limits?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
53. Does the application address the relationships with and implications of the proposed project for the source's FESOP?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * FESOP not yet issued.
54. If the application contains information that is considered a TRADE SECRET, has such information been properly marked and claimed and other requirements to perfect such a claim been satisfied in accordance with 35 IAC Part 1307?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * No information in the application is claimed to be a TRADE SECRET
Note: "Claimed information will not be legally protected from disclosure to the public if it is not properly claimed or does not qualify as trade secret information."	

Review Of Contents of the Application (continued)	
55. If the source is located in a county other than Cook County, are two separate copies of this application being submitted?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
56. If the source is located in Cook County, are three separate copies of this application being submitted?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
57. Does the application include a completed "FEE DETERMINATION FOR CONSTRUCTION PERMIT APPLICATION," Form 197-FEE, for the emission units and control equipment for which a permit for construction or modification is being sought?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
58. Does the application include a check in the proper amount for payment of the Construction permit fee?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Note: Answering "No" to Items 56 through 58 may result in the application being deemed incomplete.

Signature Block	
Pursuant to 35 IAC 201.159, all applications and supplements thereto shall be signed by the owner and operator of the source, or their authorized agent, and shall be accompanied by evidence of authority to sign the application. Applications without a signed certification will be deemed incomplete.	
59. Authorized Signature:	
<p>I certify under penalty of law that, based on information and belief formed after reasonable inquiry, the statements and information contained in this application are true, accurate and complete and that I am a responsible official for the source, as defined by Section 39.5(1) of the Environmental Protection Act. In addition, the technical contact person identified above is authorized to submit (by hard copy and/or by electronic copy) any supplemental information related to this application that may be requested by the Illinois EPA.</p>	
BY: 	Operations Manager
AUTHORIZED SIGNATURE	TITLE OF SIGNATORY
Michael Eslett	7/18/2013
TYPED OR PRINTED NAME OF SIGNATORY	DATE



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 DIVISION OF AIR POLLUTION CONTROL - PERMIT SECTION
 P.O. BOX 19506
 SPRINGFIELD, ILLINOIS 62794-9506

FOR APPLICANT'S USE

Revision #: _____
 Date: ____ / ____ / ____
 Page _____ of _____
 Source Designation: _____

PROCESS EMISSION UNIT DATA AND INFORMATION	FOR AGENCY USE ONLY
	ID NUMBER: _____
	EMISSION POINT #: _____
	DATE: _____

SOURCE INFORMATION	
1) SOURCE NAME: KCBX Terminals Company	
2) DATE FORM PREPARED: 7/18/2013	3) SOURCE ID NO. (IF KNOWN): 031600GSF

GENERAL INFORMATION	
4) NAME OF EMISSION UNIT: Additional conveyance and handling equipment - Ten additional portable conveyors, one Box Hopper, one Slacker	
5) NAME OF PROCESS: Material Handling	
6) DESCRIPTION OF PROCESS: Handling of coal and pet coke	
7) DESCRIPTION OF ITEM OR MATERIAL PRODUCED OR ACTIVITY ACCOMPLISHED: Material transfer station	
8) FLOW DIAGRAM DESIGNATION OF EMISSION UNIT: See figure 1 in initial application	
9) MANUFACTURER OF EMISSION UNIT (IF KNOWN): To Be Determined	
10) MODEL NUMBER (IF KNOWN): To Be Determined	11) SERIAL NUMBER (IF KNOWN): To Be Determined
12) DATES OF COMMENCING CONSTRUCTION, OPERATION AND/OR MOST RECENT MODIFICATION OF THIS EMISSION UNIT (ACTUAL OR PLANNED)	a) CONSTRUCTION (MONTH/YEAR): Upon issuance of permit
	b) OPERATION (MONTH/YEAR): Upon issuance of permit
	c) LATEST MODIFICATION (MONTH/YEAR): N/A
13) DESCRIPTION OF MODIFICATION (IF APPLICABLE): N/A	

THIS AGENCY IS AUTHORIZED TO REQUIRE THIS INFORMATION UNDER ILLINOIS REVISED STATUTES, 1981, AS AMENDED 1992, CHAPTER 111 1/2, PAR. 1039.5. DISCLOSURE OF THIS INFORMATION IS REQUIRED UNDER THAT SECTION. FAILURE TO DO SO MAY PREVENT THIS FORM FROM BEING PROCESSED AND COULD RESULT IN THE APPLICATION BEING DENIED. THIS FORM HAS BEEN APPROVED BY THE FORMS MANAGEMENT CENTER.

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14) DOES THE EMISSION UNIT HAVE MORE THAN ONE MODE OF OPERATION? YES NO
 IF YES, EXPLAIN AND IDENTIFY WHICH MODE IS COVERED BY THIS FORM (NOTE: A SEPARATE PROCESS EMISSION UNIT FORM 220-CAAPP MUST BE COMPLETED FOR EACH MODE):

15) PROVIDE THE NAME AND DESIGNATION OF ALL AIR POLLUTION CONTROL EQUIPMENT CONTROLLING THIS EMISSION UNIT, IF APPLICABLE (FORM 260-CAAPP AND THE APPROPRIATE 260-CAAPP ADDENDUM FORM MUST BE COMPLETED FOR EACH ITEM OF AIR POLLUTION CONTROL EQUIPMENT):
 None, although water suppression is used to control fugitive particulate emissions.

16) WILL EMISSIONS DURING STARTUP EXCEED EITHER THE ALLOWABLE EMISSION RATE PURSUANT TO A SPECIFIC RULE, OR THE ALLOWABLE EMISSION LIMIT AS ESTABLISHED BY AN EXISTING OR PROPOSED PERMIT CONDITION? YES NO
 IF YES, COMPLETE AND ATTACH FORM 203-CAAPP, "REQUEST TO OPERATE WITH EXCESS EMISSIONS DURING STARTUP OF EQUIPMENT".

17) PROVIDE ANY LIMITATIONS ON SOURCE OPERATION AFFECTING EMISSIONS OR ANY WORK PRACTICE STANDARDS (E.G., ONLY ONE UNIT IS OPERATED AT A TIME):
 The source has limited its material throughput per year to obtain a FESOP.

OPERATING INFORMATION				
18) ATTACH THE CALCULATIONS, TO THE EXTENT THEY ARE AIR EMISSION RELATED, FROM WHICH THE FOLLOWING OPERATING INFORMATION, MATERIAL USAGE INFORMATION AND FUEL USAGE DATA WERE BASED AND LABEL AS EXHIBIT 220-1. REFER TO SPECIAL NOTES OF FORM 202-CAAPP.				
19a) MAXIMUM OPERATING HOURS	HOURS/DAY: 12	DAYS/WEEK: 7	WEEKS/YEAR: 50	
b) TYPICAL OPERATING HOURS	HOURS/DAY: 12	DAYS/WEEK: 5.2	WEEKS/YEAR: 50	
20) ANNUAL THROUGHPUT	DEC-FEB(%): 25	MAR-MAY(%): 25	JUN-AUG(%): 25	SEP-NOV(%): 25

MATERIAL USAGE INFORMATION				
21a) RAW MATERIALS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR
See Tables 5 & 6 in initial application				

21b) PRODUCTS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR

21c) BY-PRODUCT MATERIALS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR

FUEL USAGE DATA		
22a) MAXIMUM FIRING RATE (MILLION BTU/HR):	b) TYPICAL FIRING RATE (MILLION BTU/HR):	c) DESIGN CAPACITY FIRING RATE (MILLION BTU/HR):
d) FUEL TYPE: <input type="checkbox"/> NATURAL GAS <input type="checkbox"/> FUEL OIL: GRADE NUMBER _____ <input type="checkbox"/> COAL <input type="checkbox"/> OTHER _____ IF MORE THAN ONE FUEL IS USED, ATTACH AN EXPLANATION AND LABEL AS EXHIBIT 220-2.		
e) TYPICAL HEAT CONTENT OF FUEL (BTU/LB, BTU/GAL OR BTU/SCF):	f) TYPICAL SULFUR CONTENT (WT %, NA FOR NATURAL GAS):	
g) TYPICAL ASH CONTENT (WT %, NA FOR NATURAL GAS):	h) ANNUAL FUEL USAGE (SPECIFY UNITS, E.G., SCF/YEAR, GAL/YEAR, TON/YEAR):	
23) ARE COMBUSTION EMISSIONS DUCTED TO THE SAME STACK OR CONTROL AS PROCESS UNIT EMISSIONS? <input type="checkbox"/> YES <input type="checkbox"/> NO IF NO, IDENTIFY THE EXHAUST POINT FOR COMBUSTION EMISSIONS:		

See Narrative, Section 1.0 in initial application

APPLICABLE RULES											
24) PROVIDE ANY SPECIFIC EMISSION STANDARD(S) AND LIMITATION(S) SET BY RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT (E.G., VOM, IAC 218.204(I)(4), 3.5 LBS/GAL):											
REGULATED AIR POLLUTANT(S)	EMISSION STANDARD(S)	REQUIREMENT(S)									
<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>			
25) PROVIDE ANY SPECIFIC RECORDKEEPING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT:											
REGULATED AIR POLLUTANT(S)	RECORDKEEPING RULE(S)	REQUIREMENT(S)									
<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>			
26) PROVIDE ANY SPECIFIC REPORTING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT:											
REGULATED AIR POLLUTANT(S)	REPORTING RULE(S)	REQUIREMENT(S)									
<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>			
27) PROVIDE ANY SPECIFIC MONITORING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT:											
REGULATED AIR POLLUTANT(S)	MONITORING RULE(S)	REQUIREMENT(S)									
<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>			
28) PROVIDE ANY SPECIFIC TESTING RULES AND/OR PROCEDURES WHICH ARE APPLICABLE TO THIS EMISSION UNIT:											
REGULATED AIR POLLUTANT(S)	TESTING RULE(S)	REQUIREMENT(S)									
<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>				<table border="1"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>			

29) DOES THE EMISSION UNIT QUALIFY FOR AN EXEMPTION FROM AN OTHERWISE APPLICABLE RULE? YES NO

IF YES, THEN LIST BOTH THE RULE FROM WHICH IT IS EXEMPT AND THE RULE WHICH ALLOWS THE EXEMPTION. PROVIDE A DETAILED EXPLANATION JUSTIFYING THE EXEMPTION. INCLUDE DETAILED SUPPORTING DATA AND CALCULATIONS. ATTACH AND LABEL AS EXHIBIT 220-3, OR REFER TO OTHER ATTACHMENT(S) WHICH ADDRESS AND JUSTIFY THIS EXEMPTION.

COMPLIANCE INFORMATION

30) IS THE EMISSION UNIT IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS? YES NO

IF NO, THEN FORM 294-CAAPP "COMPLIANCE PLAN/SCHEDULE OF COMPLIANCE - ADDENDUM FOR NON-COMPLYING EMISSION UNITS" MUST BE COMPLETED AND SUBMITTED WITH THIS APPLICATION.

31) EXPLANATION OF HOW INITIAL COMPLIANCE IS TO BE, OR WAS PREVIOUSLY, DEMONSTRATED:

See Narrative, Section 1.0 in initial application.

32) EXPLANATION OF HOW ONGOING COMPLIANCE WILL BE DEMONSTRATED:

See Narrative, Section 1.0 in initial application.

TESTING, MONITORING, RECORDKEEPING AND REPORTING

33a) LIST THE PARAMETERS THAT RELATE TO AIR EMISSIONS FOR WHICH RECORDS ARE BEING MAINTAINED TO DETERMINE FEES, RULE APPLICABILITY OR COMPLIANCE. INCLUDE THE UNIT OF MEASUREMENT, THE METHOD OF MEASUREMENT, AND THE FREQUENCY OF SUCH RECORDS (E.G., HOURLY, DAILY, WEEKLY):

PARAMETER	UNIT OF MEASUREMENT	METHOD OF MEASUREMENT	FREQUENCY
Visible Emissions	Percent Opacity	Method 9	Upon request by the Agency

33b) BRIEFLY DESCRIBE THE METHOD BY WHICH RECORDS WILL BE CREATED AND MAINTAINED. FOR EACH RECORDED PARAMETER INCLUDE THE METHOD OF RECORDKEEPING, TITLE OF PERSON RESPONSIBLE FOR RECORDKEEPING, AND TITLE OF PERSON TO CONTACT FOR REVIEW OF RECORDS:

PARAMETER	METHOD OF RECORDKEEPING	TITLE OF PERSON RESPONSIBLE	TITLE OF CONTACT PERSON
Throughput	Log Book	Operations Manager	Operations Manager

c) IS COMPLIANCE OF THE EMISSION UNIT READILY DEMONSTRATED BY REVIEW OF THE RECORDS? YES NO
 IF NO, EXPLAIN:

d) ARE ALL RECORDS READILY AVAILABLE FOR INSPECTION, COPYING AND SUBMITTAL TO THE AGENCY UPON REQUEST? YES NO
 IF NO, EXPLAIN:

34a) DESCRIBE ANY MONITORS OR MONITORING ACTIVITIES USED TO DETERMINE FEES, RULE APPLICABILITY OR COMPLIANCE:
 N/A

b) WHAT PARAMETER(S) IS(ARE) BEING MONITORED (E.G., VOM EMISSIONS TO ATMOSPHERE)?
 N/A

c) DESCRIBE THE LOCATION OF EACH MONITOR (E.G., IN STACK MONITOR 3 FEET FROM EXIT):
 N/A

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34d) IS EACH MONITOR EQUIPPED WITH A RECORDING DEVICE? YES NO
 IF NO, LIST ALL MONITORS WITHOUT A RECORDING DEVICE:
 N/A

e) IS EACH MONITOR REVIEWED FOR ACCURACY ON AT LEAST A QUARTERLY BASIS? YES NO
 IF NO, EXPLAIN:
 N/A

f) IS EACH MONITOR OPERATED AT ALL TIMES THE ASSOCIATED EMISSION UNIT IS IN OPERATION? YES NO
 IF NO, EXPLAIN:
 N/A

35) PROVIDE INFORMATION ON THE MOST RECENT TESTS, IF ANY, IN WHICH THE RESULTS ARE USED FOR PURPOSES OF THE DETERMINATION OF FEES, RULE APPLICABILITY OR COMPLIANCE. INCLUDE THE TEST DATE, TEST METHOD USED, TESTING COMPANY, OPERATING CONDITIONS EXISTING DURING THE TEST AND A SUMMARY OF RESULTS. IF ADDITIONAL SPACE IS NEEDED, ATTACH AND LABEL AS EXHIBIT 220-4:

TEST DATE	TEST METHOD	TESTING COMPANY	OPERATING CONDITIONS	SUMMARY OF RESULTS
	N/A			

36) DESCRIBE ALL REPORTING REQUIREMENTS AND PROVIDE THE TITLE AND FREQUENCY OF REPORT SUBMITTALS TO THE AGENCY:

REPORTING REQUIREMENTS	TITLE OF REPORT	FREQUENCY

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See Tables I-12 in initial application

(37) EMISSION INFORMATION											
REGULATED AIR POLLUTANT		<input type="checkbox"/> ¹ ACTUAL EMISSION RATE <input type="checkbox"/> ¹ UNCONTROLLED EMISSION RATE				ALLOWABLE BY RULE EMISSION RATE			² PERMITTED EMISSION RATE		
		LBS PER HOUR (LBS/HR)	TONS PER YEAR (TONS/YR)	³ OTHER TERMS	³ OTHER TERMS	⁴ DM	⁵ RATE (UNITS)	APPLICABLE RULES	TONS PER YEAR (TONS/YR)	RATE (UNITS)	TONS PER YEAR (TONS/YR)
CARBON MONOXIDE (CO)	MAXIMUM:						()				
	TYPICAL:						()				
LEAD	MAXIMUM:						()				
	TYPICAL:						()				
NITROGEN OXIDES (NO _x)	MAXIMUM:						()				
	TYPICAL:						()				
PARTICULATE MATTER (PART)	MAXIMUM:						()				
	TYPICAL:						()				
PARTICULATE MATTER <= 10 MICROMETERS (PM10)	MAXIMUM:						()				
	TYPICAL:						()				
SULFUR DIOXIDE (SO ₂)	MAXIMUM:						()				
	TYPICAL:						()				
VOLATILE ORGANIC MATERIAL (VOM)	MAXIMUM:						()				
	TYPICAL:						()				
OTHER, SPECIFY:	MAXIMUM:						()				
	TYPICAL:						()				
EXAMPLE: PARTICULATE MATTER	MAXIMUM:	5.00	21.9	0.3 GRDSCF		1	6.0 (LBS/HR)	212.321	26.28	5.5 LBS/HR	22
	TYPICAL:	4.00	14.4	0.24 GRDSCF		4	5.5 (LBS/HR)	212.321	19.80		

IMPORTANT: ATTACH CALCULATIONS, TO THE EXTENT THEY ARE AIR EMISSIONS RELATED, ON WHICH EMISSIONS WERE DETERMINED AND LABEL AS EXHIBIT 220-6.

¹CHECK UNCONTROLLED EMISSION RATE BOX IF CONTROL EQUIPMENT IS USED. OTHERWISE CHECK AND PROVIDE THE ACTUAL EMISSION RATE TO ATMOSPHERE, INCLUDING INDOORS. SEE INSTRUCTIONS.

²PROVIDE THE EMISSION RATE THAT WILL BE USED AS A PERMIT SPECIAL CONDITION. THIS LIMIT WILL BE USED TO DETERMINE THE PERMIT FEE.

³PLEASE PROVIDE ANY OTHER EMISSION RATE WHICH IS COMMONLY USED, REQUIRED BY A SPECIFIC LIMITATION OR THAT WAS MEASURED (E.G. PPM, GRDSCF, ETC.)

⁴DM - DETERMINATION METHOD: 1) STACK TEST, 2) MATERIAL BALANCE, 3) STANDARD EMISSION FACTOR (AP-42 OR AIRS), 4) ENGINEERING ESTIMATE, 5) SPECIAL EMISSION FACTOR (NOT AP-42 OR AIRS)

⁵RATE - ALLOWABLE EMISSION RATE SPECIFIED BY MOST STRINGENT APPLICABLE RULE.

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EXHAUST POINT INFORMATION		
THIS SECTION SHOULD NOT BE COMPLETED IF EMISSIONS ARE EXHAUSTED THROUGH AIR POLLUTION CONTROL EQUIPMENT.		
39) FLOW DIAGRAM DESIGNATION OF EXHAUST POINT: See figure 1 in initial application		
40) DESCRIPTION OF EXHAUST POINT (STACK, VENT, ROOF MONITOR, INDOORS, ETC.). IF THE EXHAUST POINT DISCHARGES INDOORS, DO NOT COMPLETE THE REMAINING ITEMS. Varies		
41) DISTANCE TO NEAREST PLANT BOUNDARY FROM EXHAUST POINT DISCHARGE (FT): Varies		
42) DISCHARGE HEIGHT ABOVE GRADE (FT): Varies		
43) GOOD ENGINEERING PRACTICE (GEP) HEIGHT, IF KNOWN (FT):		
44) DIAMETER OF EXHAUST POINT (FT): NOTE: FOR A NON CIRCULAR EXHAUST POINT, THE DIAMETER IS 1.128 TIMES THE SQUARE ROOT OF THE AREA. N/A		
45) EXIT GAS FLOW RATE	a) MAXIMUM (ACFM): N/A	b) TYPICAL (ACFM): N/A
46) EXIT GAS TEMPERATURE	a) MAXIMUM (°F): N/A	b) TYPICAL (°F): N/A
47) DIRECTION OF EXHAUST (VERTICAL, LATERAL, DOWNWARD): N/A		
48) LIST ALL EMISSION UNITS AND CONTROL DEVICES SERVED BY THIS EXHAUST POINT:		
NAME		FLOW DIAGRAM DESIGNATION
a)	See Table 13 in initial application	
b)		
c)		
d)		
e)		
THE FOLLOWING INFORMATION NEED ONLY BE SUPPLIED IF READILY AVAILABLE		
49a) LATITUDE:		b) LONGITUDE:
50) UTM ZONE:	b) UTM VERTICAL (KM):	c) UTM HORIZONTAL (KM):

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1.0 PROJECT NARRATIVE

On February 13, 2008, the Illinois Environmental Protection Agency (IEPA) Bureau of Air (Agency) issued a Joint Construction and Operating Permit to DTE Chicago Fuels Terminal, LLC (DTE), Permit #07050082, ID# 031600GSF, for its facility located at 10730 South Burley Avenue in Chicago, Illinois (Facility). In this permit, the Agency determined that this Facility has potential to emit (PTE) more than 100 tons per year (ton/yr) of particulate matter of less than ten microns (PM₁₀).

DTE filed a Federally Enforceable State Operating Permit (FESOP) application on February 2, 2009 and this application is still under review by the Agency. The FESOP application was deemed complete by the IEPA per the May 12, 2009 CAAPP Application Completeness Determination Letter. The purpose of this application is to request a modification to Construction Permit #07050082 issued on May 21, 2009 to allow the installation of additional equipment. DTE also requests that the FESOP application be updated to include the limitations contained in this application.

DTE proposes to construct four portable conveyors, fourteen storage piles, one 100-Horsepower (HP) air compressor, and five 15-HP light standards. Emissions from the 14 storage piles are fugitive and are not included in the 197-FEE form. The air compressor and five light standards are exempt from permitting under 35 IAC 201.146(i) are not included in the 197-FEE form.

Emissions from the proposed emission units including existing emission units are contained in Tables 1-12. Table 13 provides a listing of all emission units at the Facility.

In the permit application received by the IEPA on August 15, 2008, we noted that, upon review of Section 39.5 (2)(c)(ii) of the Illinois Environmental Protection Act (Act), the Facility is not one of the 28 categories of stationary sources listed there and is not subject to a standards promulgated under Section 111 or 112 of the Clean Air Act which would require them to include fugitive emissions. Therefore, the PTE does not include fugitive emissions.

DTE requests a control efficiency of 50% for the control of particulate matter using a water suppression system.

A list of State Rules and an applicability determination for each Rule are as follows:

212.123 - Visible Emissions Limitations for All Other Emission Units
The source will achieve compliance through the Fugitive Dust Plan.

35 IAC Section 212.301 - Fugitive Particulate Matter

The source will not allow fugitive particulate matter to leave the source's boundaries. This will be accomplished through control practices in the Fugitive Dust Plan.

35 IAC Section 212.302 - Fugitive Particulate Matter

The source is located in Cook County, Illinois therefore it is subject to 35 IAC Sections 212.304 - 212.310 and 212.312.

35 IAC Section 212.304 - Storage Piles

The storage piles located at the source will be sprayed with water via a water cannon to control fugitive dust emissions. The piles will be sprayed on an as needed basis.

35 IAC Section 212.305 - Conveyor Loading Operations

The inherent moisture content of the coal/pet coke, telescoping chutes, and water suppression will provide adequate control for particulate matter emissions.

35 IAC Section 212.306 - Traffic Areas

The source operates a water truck for dust suppression on traffic areas. The traffic areas will be sprayed with water on an as needed basis.

35 IAC Section 212.307 - Materials Collected By Pollution Control Equipment

The source will recycle the coal/pet coke dust collected in the dust collectors located at the facility.

35 IAC Section 212.308 - Spraying or Choke-Feeding Required

The inherent moisture content of the coal/pet coke and water suppression will provide adequate control for particulate matter emissions for all of the emission points at the facility except for the pet coke rail unloading operations which will employ choke loading to reduce particulate matter emissions.

35 IAC Section 212.309 - Operating Program

A Fugitive Dust Plan has been created/updated.

35 IAC Section 212.310 - Minimum Operating Program

The data is included in this Fugitive Dust Plan.

35 IAC Section 212.312 - Amendment to Operating Program

A Fugitive Dust Plan has been created/updated to include the operating scenario at the Facility. If the Facility changes their operating scenario an amendment to the Operating Program will be submitted to the Agency.

35 IAC Section 212.316- Emission Limitations for Emission Units in Certain Areas

The source, which is subject to the requirements set forth in this Section, will, as discussed in this Fugitive Dust Plan, maintain compliance with the limitations in this Section. Regarding the crushing and screening operations, it has been stated that the inherent moisture content of the materials being processed will provide adequate

control of particulate matter emissions. The roadways will be sprayed with water on an as needed basis to control fugitive dust emissions. Water cannons will be used to control fugitive particulate matter emissions from the storage piles. The source will maintain records and provide reports as outlined in 35 IAC Section 212.316 (g).

35 IAC Section 212.321 - Process Emission Units for Which Construction or Modification Commenced on or After April 14, 1972.

To show compliance with the process weight rate rule a sample calculation is contained below using the throughput of a single transfer point.

$$E = A(P)^B$$

Where:

P = Process Weight Rate; and

E = Allowable Emission Rate

$$E = 2.54(2500)^{0.534}$$

$$E = 165.70 \text{ pounds per hour}$$

The actual emissions from this transfer point are 0.79 pound per hour. Therefore, the source is in compliance with the Process Weight Rate Rule.

35 IAC Section 212.324 - Process Emission Units in Certain Areas

The source is subject to the requirements in this section. See the response to 35 IAC Section 212.316.

The diesel fuel-fired engines are subject to 40 Code of Federal Regulations (CFR) Part 60 Subpart IIII. The source will comply with the requirements through the following:

40 CFR 60.4204 - Emission Standards for Non-Emergency Engines
Manufacturer's certification.

40 CFR 60.4207 - Fuel Requirements for Non-Emergency Engines
DTE will only use compliant fuels in the engines.

40 CFR 60.4209 - Monitoring Requirements for Non-Emergency Engines
The use of a non-resettable hour meter.

40 CFR 60.4211 - Compliance Requirements for Non-Emergency Engines
Manufacturer's certification.

40 CFR 60.4212 - Test Method Requirements for Non-Emergency Engines
DTE will test the engines in a manner consistent with the requirements set forth in this regulation.

40 CFR 60.4214 - Notification, Reporting, and Recordkeeping Requirements for Non-Emergency Engines

DTE will track hour usage on a rolling monthly basis and track fuel quality by purchase receipts and will record routine maintenance activities.

The PTE calculations in Table 1 indicates that the source is major, but the limitations set forth in Table 8A support the fact that this source is a synthetic minor source.

The emissions contained in Table 8A are based on the maximum facility throughput level of 11,000,000 tons of coal and petroleum coke and 250,000 ton/yr of salt. Therefore, please use the emissions listed in the tables below to establish the allowable emissions for FESOP limitations and for fee purposes.

Transfer and Conveying, and Loadout - Requested Permit Limitations

Material Handled	Throughput		Emission Factor (lb/ton)		Number of Transfer Points	PM Emissions		PM10 Emissions	
	ton/month	ton/yr	PM	PM ₁₀		ton/month	ton/yr	ton/month	ton/yr
Coal & Pet Coke	1,100,000	11,000,000	0.00064	0.0003	58	10.3	102.5	4.9	48.5
Salt	25,000	250,000	0.00064	0.0003	34	0.14	1.4	0.06	0.6
Incidental Soil Crushing	29,400	294,000	0.0033	0.00101	N/A	0.03	0.25	0.01	0.08
Incidental Soil Screening	29,400	294,000	0.00067	0.00034	N/A	0.01	0.05	0.01	0.03

The emission factors are based on material unloading, all possible transfer points located at the facility, and loadout. The emission factors are derived from AP-42 Section 13.2.4.3. There is also a 50% control efficiency taken into account in the emission calculations based on the use of water suppression.

The equation is as follows:

$$E = k(0.0032) \times ((U/5)^{1.3}) / ((M/2)^{1.4})$$

$$\text{Coal and Coke Handling PM Emission Factor} = 0.74(0.0032) \times ((10.3/5)^{1.3}) / ((10\%/2)^{1.4}) = 0.00064$$

$$\text{Coal and Coke Handling PM}_{10} \text{ Emission Factor} = 0.35(0.0032) \times ((10.3/5)^{1.3}) / ((10\%/2)^{1.4}) = 0.0003$$

Coal and Coke Handling PM Emissions were calculated via the following formula:

$$11,000,000 \text{ ton/yr} \times 0.00064 \text{ lb/ton} \times 50\% \text{ control efficiency} \times 58 \text{ transfers} / 2,000 \text{ lb/ton} = 102.5 \text{ ton/yr}$$

$$102.5 \text{ ton/yr} / 10 \text{ months} = 10.3 \text{ ton/month}$$

118 HP Diesel Engine Emissions (Diesel Generators 1-3) - Requested Permit Limitations

Pollutant	Emission Factor	Emissions		
	lb/bhp-hr	lb/hr	ton/month	ton/yr
NO _x	0.015	1.77	1.12	11.15
CO	0.00815	0.96	0.61	6.06
SO ₂	**	0.021	0.013	0.13
PM	0.0005	0.06	0.04	0.37
PM ₁₀	0.0005	0.06	0.04	0.37
VOM	0.00033	0.04	0.03	0.25

This Table provides the emissions for DG-(1-3).

Emissions are based on 4,200 hours of operation per year for each unit, or 12,600 hr/yr total (three units). (118 HP x 0.015 lb/bhp-hr x 4,200 hr/yr / 2,000 lb/ton x 3 units = 11.15 ton/yr)

Emission factors are from 40 CFR 89.112 Table 1.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.015% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

12,600 hr/yr x 10 gal/hr x 7.1 lb/gal x 0.015% S / 2,000 lb/gal x 64 MW of SO₂/32 MW of S = 0.13 ton/yr

500 HP Diesel Engine Emissions (Diesel Generators 4-7) - Requested Permit Limitations

Pollutant	Emission Factor	Emissions		
	lb/bhp-hr	lb/hr	ton/month	ton/yr
NO _x	0.015	7.5	6.30	63.00
CO	0.00573	2.86	2.41	24.05
SO ₂	**	0.043	0.036	0.36
PM	0.0003	0.15	0.13	1.26
PM ₁₀	0.0003	0.15	0.16	1.26
VOM	0.00033	0.17	0.14	1.39

This Table provides the emissions for DG-(4-7).

Emissions are based on 4,200 hours of operation per year for each unit, or 16,800 hr/yr total

(500 HP x 0.015 lb/bhp-hr x 4,200 hr/yr / 2,000 lb/ton x 4 units = 63.00 ton/yr)

Emission factors are from 40 CFR 89.112 Table 1.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.015% per gallon of fuel and a fuel consumption rate of 20 gallons of diesel fuel per hour per engine.

16,800 hr/yr x 20 gal/hr x 7.1 lb/gal x 0.015% S / 2,000 lb/gal x 64 MW of SO₂/32 MW of S = 0.36 ton/yr

100 HP Diesel Engine Emissions (Air Compressor) - Requested Permit Limitations

Pollutant	Emission Factor	Emissions		
	lb/bhp-hr	lb/hr	ton/month	ton/yr
NO _x	0.015	1.50	0.99	3.15
CO	0.00815	0.82	0.38	1.71
SO ₂	**	0.02	0.004	0.04
PM	0.0005	0.05	0.02	0.11
PM ₁₀	0.0005	0.05	0.02	0.11
VOM	0.00033	0.03	0.16	0.07

This Table provides the emissions for AC-1.

Emissions are based on 4,200 hours of operation per year.

(100 HP x 0.015 lb/bhp-hr x 4,200 hr/yr / 2,000 lb/ton = 3.15 tons/yr)

Emission factors are from 40 CFR 89.112 Table 1.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.15% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

4,200 hr/yr x 10 gal/hr x 7.1 lb/gal x 0.015% S / 2,000 lb/gal x 64 MW of SO₂/32

MW of S = 0.04 ton/yr

15 HP Diesel Engine Emissions (Light Standards 1-5) - Requested Permit Limitations

Pollutant	Emission Factor	Emissions		
	lb/bhp-hr	lb/hr	ton/month	ton/yr
NO _x	0.015	0.23	0.11	2.36
CO	0.00903	0.12	0.06	1.28
SO ₂	**	0.01	0.011	0.11
PM	0.001	0.01	0.007	0.08
PM ₁₀	0.001	0.01	0.007	0.08
VOM	0.00033	0.005	0.02	0.05

This Table provides the emissions for LS-1(-5).

Emissions are based on 4,200 hours of operation per year for each unit, or 21,000 hr/yr total

(15 HP x 0.015 lb/bhp-hr x 3,500 hr/yr / 2,000 lb/ton x 5 units = 2.36 tons/yr)

Emission factors are from 40 CFR 89.112 Table 1.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.015% per gallon of fuel and a fuel consumption rate of 5 gallons of diesel fuel per hour per engine.

21,000 hr/yr x 5 gal/hr x 7.1 lb/gal x 0.015% S / 2,000 lb/gal x 64 MW of SO₂/32 MW of S = 0.11 ton/yr

20 HP Diesel Engine Emissions (Emergency Water Pump) - Requested Permit Limitations

Pollutant	Emission Factor	Emissions		
	lb/bhp-hr	lb/hr	ton/month	ton/yr
NO _x	0.015	0.3	0.01	0.08
CO	0.01079	0.22	0.005	0.05
SO ₂	**	0.01	0.0003	0.003
PM	0.0013	0.03	0.0007	0.01
PM ₁₀	0.0013	0.03	0.0007	0.01
VOM	0.00033	0.01	0.001	0.01

This Table provides the emissions for DWP-1.

Emissions are based on 500 hours of operation per year.

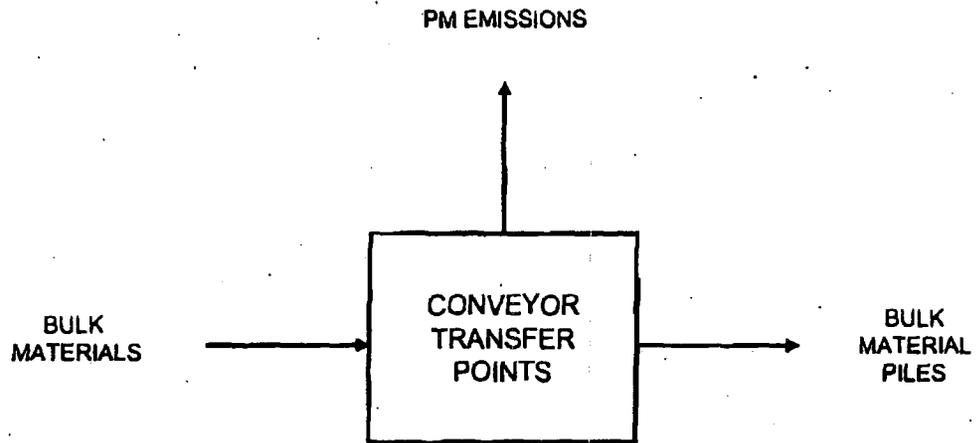
(20 HP x 0.015 lb/bhp-hr x 500 hr/yr / 2,000 lb/ton = 0.08 ton/yr)

Emission factors are from 40 CFR 89.112 Table 1.

** SO₂ emissions calculated using 40 CFR 60.4207 maximum sulfur content of 0.015% per gallon of fuel and a fuel consumption rate of 5 gallons of diesel fuel per hour per engine.

500 hr/yr x 5 gal/hr x 7.1 lb/gal x 0.015% S / 2,000 lb/ton x 64 MW of SO₂/32

MW of S = 0.003 ton/yr



Note: End loaders transfer stored materials to transport vehicle.

figure 1

CONVEYOR TRANSFER POINTS PROCESS FLOW DIAGRAM
CONSTRUCTION PERMIT APPLICATION
DTE Chicago Fuels Terminal, LLC
Chicago, Illinois



TABLE 5
MAXIMUM PROCESS UNITS EMISSION CALCULATIONS

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ¹		EMISSION FACTORS ¹			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	ton/hr	ton/yr	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC.	lb/day	ton/yr	lb/day	ton/yr
<i>Coal/Petcoke Unloading Emissions</i>													
BU-1 to C-(1-6) (Coal/Petcoke)	266	1,117,200	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	1.02	0.18	0.48	0.08
RU/TU-1 to C-(1-6) (Coal/Petcoke)	266	1,117,200	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	1.02	0.18	0.48	0.08
RU/TU-1 to C-(1-6) (Coal/Petcoke)	266	1,117,200	0.740	0.350	0.00064	0.00030	lbs/ton	Baghouse	90.0%	0.20	0.04	0.10	0.02
RU-2 to C-7 (Coal/Petcoke)	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
RU-3 to C-8 (Coal/Petcoke)	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
<i>Emissions From Coal/Petcoke Unloading: Total>></i>										17.5	3.1	8.3	1.4
<i>Coal/Petcoke Conveyor Transfer Point Emissions</i>													
C-1 to C-2	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
C-2 to S-1	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
C-3 to C-2	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
C-6 to S-3	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
C-1 to C-4	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
C-4 to C-5	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
C-5 to S-2	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
RC-1 to C-3	3,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	1.75	5.42	0.83
RC-2 to C-3	3,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	1.75	5.42	0.83
RC-3 to C-3	3,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	1.75	5.42	0.83
RC-4 to C-3	3,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	1.75	5.42	0.83
C-7 to C-9	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
C-8 to C-10	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
C-9 to C-11	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
C-10 to C-11	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
C-11 to TP-1	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
TP-1 to C-12	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
C-12 to SFTP-1	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63

R-000213

R-000214

TABLE 5
MAXIMUM PROCESS UNITS EMISSION CALCULATIONS

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ²		EMISSION FACTORS ³			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	ton/yr	ton/yr	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC	lb/day	ton/yr	lb/day	ton/yr
SFT ⁴ -1 to S-4	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
DSH-1 to C-3	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
RC-5 to C-3	1,000	4,200,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	3.82	0.67	1.81	0.32
RC-6 to C-3	1,000	4,200,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	3.82	0.67	1.81	0.32
RC-7 to C-3	1,000	4,200,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	3.82	0.67	1.81	0.32
<i>Emissions From Coal/Petcoke Transfer Points: Total>></i>										294.3	32.9	96.6	15.6
<i>Coal/Petcoke Portable Conveyor Emissions</i>													
PC-1 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-2 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-3 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-4 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-5 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-6 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-7 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-8 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-9 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-10 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-11 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PC-12 Drop Point	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PFH-1 to PC-(1-12)	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
PF-1 to PC-(1-12)	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
RPCS-1 to PC-(1-12)	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
<i>Emissions From Coal/Petcoke Portable Conveyor Transfer Points: Total>></i>										143.2	25.1	67.7	11.9

TABLE 5
MAXIMUM PROCESS UNITS EMISSION CALCULATIONS

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ²		EMISSION FACTORS ³			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	ton/yr	ton/yr	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC	lb/day	ton/yr	lb/day	ton/yr
<i>Coal/Petroleum Stacker Emissions</i>													
S-1 to CLP-3	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
S-1 to CLP-4	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
S-2 to CLP-2	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-2 to CLP-3	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-3 to CLP-1	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-3 to CLP-4	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-6	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-7	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-8	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-9	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-10	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-11	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-12	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-13	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-14	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-1 to CLP-15	2,500	10,500,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	9.55	1.67	4.52	0.79
S-4 to CEP-1	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-2	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-3	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-4	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-5	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-6	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to CEP-7	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
S-4 to DSH-1	2,000	8,400,000	0.740	0.350	0.00064	0.00030	lb/ton	Water Suppression	50.0%	7.64	1.34	3.61	0.63
<i>Emissions From Coal/Petroleum Stackers: Totals>></i>										225.3	37.6	106.6	17.8

TABLE 5
MAXIMUM PROCESS UNITS EMISSION CALCULATIONS

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ²		EMISSION FACTORS ³			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	ton/hr	ton/yr	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC.	lb/day	ton/yr	lb/day	ton/yr
<i>Coal/Petcoke Loadout Emissions Emissions</i>													
Coal Loadout to S-1	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
Coal/Pet Coke Loadout to TL-2	550	2,310,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	2.10	0.37	0.99	0.17
Petcoke Loadout to S-1	4,000	11,000,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	15.28	1.75	7.23	0.83
<i>Emissions From Coal/Petcoke Loadout: Total>></i>										32.7	3.9	15.4	1.8
<i>Coal/Petcoke Emissions: Total>></i>										62.1	102.5	294.7	48.5
<i>Salt Handling Emissions</i>													
BU-1 to SP-1 (Salt)	3,500	250,000	0.740	0.350	0.00064	0.00030	lbs/ton	None	0.0%	26.74	0.08	12.65	0.04
16 Various Transfer Points	2,500	250,000	0.740	0.350	0.00064	0.00030	lbs/ton	None	0.0%	305.56	1.27	144.52	0.60
<i>Emissions From Salt Handling: Total>></i>										332.3	1.4	157.2	0.6
<i>Salt Crushing/Screening Emissions</i>													
RPCS-1 (Crushing)	140	306,600			0.00033	0.00101	lbs/ton	Water Suppression	50.0%	2.77	0.25	0.85	0.18
RPCS-1 (Screening)	140	306,600			0.00067	0.00034	lbs/ton	Water Suppression	50.0%	0.56	0.05	0.29	0.03
<i>Emissions From Salt Crushing/Screening: Total>></i>										3.3	0.3	1.1	0.1
<i>Facility Total>></i>										958.7	104.1	453.0	49.2

- The hourly rate is based on 4,200 hours/year of operation.
- Aerodynamic Particulate Size Multiplier (k) per AP-42 Section 13.2.4.3, Aggregate Handling and Storage Piles, 11/06
- Emission factor for material handling emissions calculated per Equation 1 of AP-42 Section 13.2.4.3, Aggregate Handling and Storage Piles.
- <http://www.ncdc.noaa.gov/oa/climate/online/crd/avgwind.html>

The coal and petcoke that are received at the facility have numerous ways of being conveyed through the facility. To be conservative in calculating the emissions, the portable conveyors were chosen as the main method of moving the materials from the receiving areas.

Facility has a water suppression system to control particulate matter emissions.

Coal and pet coke received at the Facility have an average moisture content of 18.3% and 10.0% respectively. Emissions were calculated based on 100% throughput of pet coke as a worst-case scenario.

Assumptions:

BACKGROUND DATA

- Coal/Pet Coke moisture content (weighted average): 10.0%
- Operating Schedule = 12 hours/day
- Operating Schedule = 350 days/year
- Operating Schedule = 4,200 hours/year
- Mean wind speed⁴ = 10.3 mph

TABLE 6

MAXIMUM FUGITIVE EMISSIONS CALCULATIONS

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ²		EMISSION FACTORS			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	ton/hr	ton/yr	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC.	lb/day	ton/yr	lb/day	ton/yr
<i>Storage Pile Emissions</i>													
CLP-1 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-2 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-3 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-4 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-5 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-6 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-7 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-8 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-9 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-10 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-11 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-12 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-13 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-14 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CLP-15 ⁷	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-1	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-2	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-3	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-4	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-5	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86

R-000218

DESCRIPTION	MAXIMUM MATERIAL HANDLING RATE ¹		PARTICLE SIZE MULTIPLIER ²		EMISSION FACTORS			CONTROL		PM EMISSION RATE		PM ₁₀ EMISSION RATE	
	tons/hr	tons/year	PM	PM ₁₀	PM	PM ₁₀	UNITS	TYPE	EFFIC.	lb/day	tpy	lb/day	tpy
CEP-6	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
CEP-7	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	129.98	23.72	64.99	11.86
SP-1 ²	N/A	N/A	1.000	0.500	4744.2	2372.1	lbs/acre	Water Suppression	75.0%	32.49	5.93	16.25	2.97
Storage Pile Emissions: Total>>										2892.0	527.8	1446.0	263.9
Reclaim Belt Loading Emissions													
RC-1 Loaded by Dozer/End Loader ⁴	3,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	0.44	5.42	0.21
RC-2 Loaded by Dozer/End Loader ⁴	3,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	0.44	5.42	0.21
RC-3 Loaded by Dozer/End Loader ⁴	3,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	0.44	5.42	0.21
RC-4 Loaded by Dozer/End Loader ⁴	3,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	11.46	0.44	5.42	0.21
Front End Loader ³ Roadway Emissions	N/A	N/A	4.900	1.500	8.5	2.2	lbs/VMT	Water Suppression	75.0%	127.32	22.28	32.85	5.75
Front End Loader ³ Roadway Emissions	N/A	N/A	4.900	1.500	8.5	2.2	lbs/VMT	Water Suppression	75.0%	127.32	22.28	32.85	5.75
RC-5 Loaded by Dozer ⁴	2,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	7.64	0.44	3.61	0.21
RC-6 Loaded by Dozer ⁴	1,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	3.82	0.44	1.81	0.21
RC-7 Loaded by Dozer ⁴	1,000	2,750,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	3.82	0.44	1.81	0.21
Reclaim Belt Loading Emissions: Total>>										315.8	47.6	94.6	12.9
Truck Loading Emissions													
Salt Loaded by End Loader ⁴	550	250,000	0.740	0.350	0.00064	0.00030	lbs/ton	None	0.0%	4.20	0.08	1.99	0.04
Coal Loaded by End Loader ⁴	475	1,995,000	0.740	0.350	0.00064	0.00030	lbs/ton	Water Suppression	50.0%	1.81	0.32	0.86	0.15
Truck Loading Emissions: Total>>										6.0	0.4	2.8	0.2
Roadway Emissions													
Inbound Coal Truck Traffic ³	N/A	N/A	4.900	1.500	6.6	1.7	lbs/VMT	Fugitive Dust Management Plan	75.0%	296.27	51.85	76.43	13.37
Outbound Coal Truck Traffic ³	N/A	N/A	4.900	1.500	6.6	1.7	lbs/VMT	Fugitive Dust Management Plan	75.0%	296.27	51.85	76.43	13.37
Outbound Salt Truck Traffic ³	N/A	N/A	4.900	1.500	6.6	1.7	lbs/VMT	Fugitive Dust Management Plan	75.0%	67.33	11.78	17.37	3.04
Roadway Emissions: Total>>										659.9	115.5	170.2	29.8
Facility Total>>										3873.7	691.3	1713.7	306.8

R-000219

1. The hourly rate is based on 4,200 hours/year of operation.
2. Aerodynamic Particulate Size Multiplier (k) per AP-42 Section 13.2.4.3, Aggregate Handling and Storage Piles, 11/06
3. Mean Wind Speed (U) (estimate).
4. Emission factor for material handling emissions calculated per Equation 1 of AP-42 Section 13.2.4.3, Aggregate Handling and Storage Piles.
5. Emission factor for unpaved road emissions calculated per Equation AP-42 Section 13.2.2, Unpaved Roads.
6. From National Weather Service (estimate).
7. From Air Pollution Engineering Manual and References Section 9.3. (http://www.wrapair.org/forums/dejt/fdh/content/Ch9-Storage_Pile_Wind%20Erosion_Rev06.pdf)
TSP (lb/year/acrea surface) = 1.7(s/1.5)(365)(365-p)/235)(f/15)

Coal and pet coke received at the Facility have an average moisture content of 18.3% and 10.0% respectively. Emissions were calculated based on 100% throughput of pet coke as a worst-case scenario.

Assumptions:

COAL BACKGROUND DATA

Coal/Pet Coke moisture content (weighted average) : 10.0%

Silt content of coal = 5.0%

END LOADER/DOZER OPERATIONS

Front End Loaders/Dozer (Storage Piles) = 12 hours/day

Front End Loaders/Dozer (Reclaim) = 12 hours/day

Operating Schedule = 12 hours/day

Operating Schedule = 350 days/year

Operating Schedule = 4,200 hours/year

Front End Loader/Dozer speed = 5.0 mph

VMT of Front End Loader/Dozer (Storage Piles) = 60.0 miles/day

VMT of Front End Loader/Dozer (Reclaim) = 60.0 miles/day

Front End Loader/Dozer Average Weight (Cat 980) = 39 tons

STORAGE PILE INFORMATION

Surface area of storage piles (Coal) = 40.0 acres

Surface area of storage piles (Coke) = 40.0 acres

Surface area of storage piles (Salt) = 10.0 acres

Days in storage pile = 350 days

Number of days^a with rain > 0.01 Inch = 117 days

Mean wind speed^b = 10.3 mph

Percent of time^c winds > 12 mph = 34.0%

INBOUND COAL TRUCK BACKGROUND DATA

Delivery truck tare weight= 15 tons

Maximum full truck weight= 29 tons

Average truck weight= 22 tons

Maximum facility input= 11,000,000 tons/year

Maximum truck loadout= 1,100,000 tons/year

Number of coal trucks= 78,571 trucks/year

Miles per trip= 0.8 miles

Miles per day= 179.6 miles/day

Miles per year= 62,857 miles/year

OUTBOUND COAL TRUCK BACKGROUND DATA

Delivery truck tare weight= 15 tons

Maximum full truck weight= 29 tons

Average truck weight= 22 tons

Maximum facility output= 11,000,000 ton/year

Maximum truck delivery= 1,100,000 ton/year

Number of coal trucks= 78,571 trucks/year

Miles per trip= 0.8 miles

Miles per day= 179.6 miles/day

Miles per year= 62,857 miles/year

SALT HAULING TRUCK BACKGROUND DATA

Delivery truck tare weight= 15 tons

Maximum full truck weight= 29 tons

Average truck weight= 22 tons

Maximum facility output= 250,000 ton/year

Maximum truck loading= 250,000 ton/year

Number of coal trucks= 17,857 trucks/year

Miles per trip= 0.8 miles

Miles per day= 40.8 miles/day

Miles per year= 14,286 miles/year

TABLE 13
LISTING OF EMISSION UNITS

Process Equipment	Unit Designation	Submittal	Permit #
<u>Unloading Operations</u>			
Barge Unloader	BU-1	Existing	
Rail/Truck Unloader	RU/TU-1	Existing	
Rail Unloader 2	RU-2	Existing	7050082
Rail Unloader 3	RU-3	Existing	7050082
<u>Conveyor Operations</u>			
Conveyor 1	C-1	Existing	
Conveyor 2	C-2	Existing	
Conveyor 3	C-3	Existing	
Conveyor 4	C-4	Existing	
Conveyor 5	C-5	Existing	
Conveyor 6	C-6	Existing	
Conveyor 7	C-7	Existing	7050082
Conveyor 8	C-8	Existing	7050082
Conveyor 9	C-9	Existing	7050082
Conveyor 10	C-10	Existing	7050082
Conveyor 11	C-11	Existing	7050082
Conveyor 12	C-12	Existing	7050082
Reclaim Conveyor 1	RC-1	Existing	
Reclaim Conveyor 2	RC-2	Existing	
Reclaim Conveyor 3	RC-3	Existing	
Reclaim Conveyor 4	RC-4	Existing	
Reclaim Conveyor 5	RC-5	Existing	7050082
Reclaim Conveyor 6	RC-6	Existing	7050082
Reclaim Conveyor 7	RC-7	Existing	7050082
Portable Conveyor 1	PC-1	Existing	7050082
Portable Conveyor 2	PC-2	Existing	7050082
Portable Conveyor 3	PC-3	Existing	7050082
Portable Conveyor 4	PC-4	Existing	7050082
Portable Conveyor 5	PC-5	Existing	7050082
Portable Conveyor 6	PC-6	Existing	7050082
Portable Conveyor 7	PC-7	Existing	7050082
Portable Conveyor 8	PC-8	Existing	7050082
Portable Conveyor 9	PC-9	Proposed	
Portable Conveyor 10	PC-10	Proposed	
Portable Conveyor 11	PC-11	Proposed	
Portable Conveyor 12	PC-12	Proposed	
<u>Transfer Hopper Operations</u>			
Direct Ship Hopper 1	DSH-1	Existing	7050082
Portable Feed Hopper	PFH-1	Existing	7050082
Portable Feeder	PF-1	Existing	7050082
Rental Portable Crusher/Screen	RPCS-1	Existing	7050082
Transfer Point 1	TP-1	Existing	7050082
Stacker Feed Transfer Point	SFTP-1	Existing	7050082

TABLE 13
LISTING OF EMISSION UNITS

<i>Process Equipment</i>	<i>Unit Designation</i>	<i>Submittal</i>	<i>Permit #</i>
<i>Stacker Operations</i>			
Stacker 1/Barge & Rail Loadout	S-1	Existing	
Stacker 2	S-2	Existing	
Stacker 3	S-3	Existing	
Stacker 4	S-4	Existing	7050082
<i>Storage Pile Operations</i>			
Coal Pile 1	CLP-1	Existing	
Coal Pile 2	CLP-2	Existing	
Coal Pile 3	CLP-3	Existing	
Coal Pile 4	CLP-4	Existing	
Coal Pile 5	CLP-5	Existing	
Coal Pile 6	CLP-6	Proposed	
Coal Pile 7	CLP-7	Proposed	
Coal Pile 8	CLP-8	Proposed	
Coal Pile 9	CLP-9	Proposed	
Coal Pile 10	CLP-10	Proposed	
Coal Pile 11	CLP-11	Proposed	
Coal Pile 12	CLP-12	Proposed	
Coal Pile 13	CLP-13	Proposed	
Coal Pile 14	CLP-14	Proposed	
Coal Pile 15	CLP-15	Proposed	
Salt Pile 1	SP-1	Existing	7050082
Coke Pile 1	CEP-1	Existing	7050082
Coke Pile 2	CEP-2	Existing	7050082
Coke Pile 3	CEP-3	Existing	7050082
Coke Pile 4	CEP-4	Proposed	
Coke Pile 5	CEP-5	Proposed	
Coke Pile 6	CEP-6	Proposed	
Coke Pile 7	CEP-7	Proposed	
<i>Diesel Generators</i>			
Diesel Generator - 118 HP (1)	DG-1	Existing	7050082
Diesel Generator - 118 HP (2)	DG-2	Existing	7050082
Diesel Generator - 118 HP (3)	DG-3	Existing	7050082
Diesel Generator - 500 HP (4)	DG-4	Existing	7050082
Diesel Generator - 500 HP (5)	DG-5	Existing	7050082
Diesel Generator - 500 HP (6)	DG-6	Existing	7050082
Diesel Generator - 500 HP (7)	DG-7	Existing	7050082
Air Compressor - 100 HP	AC-1	Proposed	
Light Standard - 15 HP	LS-1	Proposed	
Light Standard - 15 HP	LS-2	Proposed	
Light Standard - 15 HP	LS-3	Proposed	
Light Standard - 15 HP	LS-4	Proposed	
Light Standard - 15 HP	LS-5	Proposed	
Diesel Water Pump - 20 HP	DWP-1	Existing	7050082



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ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name D.P.
 Street Address Whetting Ind
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

IEPA DIVISION OF RECORDS MANAGEMENT
RELEASABLE

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

DEC 13 2013

REVIEWER JKS



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ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type: Home Work [REDACTED]

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCOB

Street Address [REDACTED]

City (Nearest city or town if known) CHRD

County COIL Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

There is the black dust every where
when it is windy that stuff flows
freely

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 18278
Springfield, Illinois 62794-8278
Fax: 217-785-8348



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ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (include area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name [REDACTED]

Street Address [REDACTED]

City (Nearest city or town if known) [REDACTED]

County [REDACTED] Zip Code [REDACTED]

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

The [redacted] neighborhood located on the South Side of Chicago, one of the highest levels of polluted air within the city due to the former steel mills area.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

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ILLINOIS EPA

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name: _____
 Street Address: _____
 City: _____ County: _____ State: _____ Zip Code: _____
 Telephone (with area code): _____
 Phone Number Type: Home Work Cell Phone
 Email Address: _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name: KOCH
 Street Address: 107 BURLEY
 City (Nearest city or town if known): CHICAGO
 County: COOK Zip Code: 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

DUST PARTICLES IN HOUSE AND ON PROPERTY

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

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No Yes

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Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-8276
Fax: 217-785-8348



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP & KCBX
 Street Address [REDACTED]
 City (Nearest city or town if known) [REDACTED]
 County [REDACTED] Zip Code [REDACTED]
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Lined area for providing details of the problem.

- Has this problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

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Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name PET COAL DUST PILES + COAL DUST
 Street Address 106TH AND CAL RIVER
 City (Nearest city or town if known) CHICAGO ILL
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
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EPA DE ILLINOIS

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
Dirección de Calle _____
Ciudad _____ Condado _____ Estado IL Código Postal _____
Teléfono (con código de área) _____
Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afectan la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone [REDACTED]
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP-KCBX
 Street Address E. 100th Street
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Su información de contacto

Nombre _____
Dirección de Calle _____
Ciudad _____ Condado _____ Estado IL Código Postal _____
Teléfono (con código de área) _____
Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía. _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que corresponden)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
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Your Contact Information

Name [REDACTED]
Street Address [REDACTED]
City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
Telephone (with area code) [REDACTED]
Phone Number Type Home Work Other [REDACTED]
Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
Street Address 108th & Burkley
City (Nearest city or town if known) Chicago
County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX and BP
 Street Address _____
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60611
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Su información de contacto

Nombre

Dirección de Calle

Ciudad Condado Estado IL Código Postal

Teléfono (con código de área)

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía

Dirección de Calle

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es)

Condado Código Postal

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
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Dirección de Calle _____
Ciudad _____ Condado _____ Estado IL Código Postal _____
Teléfono (con código de área) _____
Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
Dirección de Correo Electrónico _____

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Parte Responsable/Nombre de la Compañía _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
Condado _____ Código Postal _____
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Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Brothers
 Street Address 106th + Chicago River
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Stop using SE side as a door mat for bad industry!!

- Cant [REDACTED] w/o black layer over top of water
- Constantly cleaning black dust from [REDACTED] outside
- constant "black dust" in house even w/ windows closed



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Su Información de contacto

Nombre _____
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Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es). _____
Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

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- Agua Potable Pública (problemas que afectan la calidad o cantidad del agua potable)
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Your Contact Information

Name [REDACTED]
 Street [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Pet-Coke, Agri-Fine
 Street Address _____
 City (Nearest city or town if known) SE Side Chicago
 County _____ Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
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Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Terminals Co

Street Address 3259 E. 100th Street

City (Nearest city or town if known) Chicago, IL

County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
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Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address none - no internet

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + BP
 Street Address Eastside + Whiting IN
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
 - Land (open dumping, hazardous waste, landfill)
 - Water (stream/lake pollution, illegal discharges into waterways)
 - Public Drinking Water (Issues affecting quality or quantity of drinking water)
 - Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)
- Particulates falling into Cal River*
Damage to my [REDACTED]



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Su Información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad _____ Condado _____ Estado IL Código Postal _____
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____
 Dirección de Calle _____
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7869.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____

Street Address _____

City _____ County _____ State _____ Zip Code _____

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address none

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + Bumster Boer

Street Address 706 W 1st East Side

City (Nearest city or town if known) Chicago

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
Dirección de Calle _____
Ciudad _____ Condado _____ Estado IL Código Postal _____
Teléfono (con código de área) _____
Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name: [REDACTED]

Street Address: [REDACTED]

City: [REDACTED] County: [REDACTED] State: [REDACTED] Zip Code: [REDACTED]

Telephone (with area code): [REDACTED]

Phone Number Type: Home Work Cell Phone

Email Address: [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name: Illinois Environmental Protection Agency

Street Address: _____

City (Nearest city or town if known): _____

County: _____ Zip Code: _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (Issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

I am a [redacted] (thankfully) (proudly) from the [redacted] side and I believe that the problems that I've faced ~~are~~ would have been different and probably non-existent if ~~these~~ your companies were not here.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8348



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Petcoke - KOS
 Street Address ?
 City (Nearest city or town if known) _____
 County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7880.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
Dirección de Calle _____
Ciudad _____ Condado _____ Estado IL Código Postal _____
Teléfono (con código de área) _____
Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____
Dirección de Calle _____
Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
Condado _____ Código Postal _____
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afectan la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name COKE BROTHERS
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____

Street Address _____

City _____ County _____ State _____ Zip Code _____

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address 10700 GREENBAY

City (Nearest city or town if known) CHICAGO

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution; illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su Información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/ago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Industries / BP
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (Issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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Septiembre de 2012

EPA DE ILLINOIS

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su Información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afectan la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name K.C.B.X. BP
 Street Address Southeast Side
 City (Nearest city or town if known) Chicago, IL
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 3259 E. 100th Street
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 18276
Springfield, Illinois 62794-9276
Fax: 217-786-8348



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact

Name _____
 Street Address _____
 City _____ County _____ State _____ Zip Code _____
 Telephone (With area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBY
 Street Address 3259 E. 100th St
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing details about the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 16276
Springfield, Illinois 62794-9276
Fax: 217-785-8348



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-762-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Koelt BP And PoPs
 Street Address 100th St 107th St
 City (Nearest city or town if known) CHICAGO
 County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

6-18-13

WE WERE HAVING A [REDACTED] GAMIS AT [REDACTED] A STORM MOVED INTO THE AREA. SUDDENLY, WE HALTED THE [REDACTED] DUE TO THE ENTIRE AREA BEING COVERED WITH FLYING BLACK DUST.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62794-9278
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7880.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name B. CB
 Street Address 106-109 BUFFALO
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Since plant started we had several health issues. We've spent more on cleaning supplies, soaps, we cant wear white clothes

Has the problem affected your health?

Yes

Have you consulted a doctor?

Yes

Has the problem damaged your property?

Yes

Have you ever worked for the suspected source?

Yes

Have you ever filed a claim against the responsible party?

Yes

Have you contacted the source and complained?

Yes

Are you willing to testify under oath at an enforcement hearing?

Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62704-9278
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-762-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address _____
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

PLEASE Remove this source
of COAL dusting, Air
Contaminating, WATER (Fresh and Groundwater)
Infiltrating / CANCER CAUSING material
from our community

Thank You

GOD HAVE MERCY

EARN the Vote

Don't Sell the Vote
Protect the People

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-8276
Fax: 217-785-8346



Illinois EPA FOIA Exemption Reference Sheet

SD: 28199

Agency ID: 170001627513 Media File Type: AIR
Bureau ID: 031600GSF
Site Name: KCBX Terminals Company
Site Address1: 10730 S Burley Ave
Site Address2:
Site City: Chicago State: IL Zip: 60617-

**This record has been determined to
be partially or wholly exempt from
public disclosure**

Exemption Type:

Redaction

Exempt Doc #: 13

Document Date: 11/18/2013

Staff: JKS

Document Description: CITIZEN ONLINE COMPLAINTS: MULTIPLE DATES NOVEMBER 2013

Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS

Exempt Type: Redaction

Permit ID:

Date of Determination: 12/13/2013

Neibergall, Kurt

From: [REDACTED]
Sent: Monday, November 18, 2013 5:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Follow Up Flag: Follow up
Flag Status: Flagged

Below is the result of your feedback form. It was submitted by: [REDACTED]
[REDACTED] on Monday, November 18, 2013 at 05:45:35

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: The piles of Petcoke that are by the river are uncovered. The dust has blown into [REDACTED] evidenced by the black dust that I wipe off of my [REDACTED] everyday.

Times_of_Problems: The months of August, September, and October 2013 (when the windows were opened in the [REDACTED])

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Black dust has accumulated on everything.

EPA DIVISION OF RECORDS MANAGEMENT
RELEASABLE

DEC 19 2013

REVIEWER JKS

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]nobody@epa084web1p.admop.epa.state.il.us>
Sent: Saturday, November 16, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 19:21:13

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Beensterboar

Owner_Company_Street: 107th Calumet river

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petcoke windstorms and in the river

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Unable to open windows or doors without black soot coming in.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 12:20 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 12:20:01

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3325 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: There are petcoke piles [REDACTED] that are constantly leaving dirt and other particles in my yard and if we open windows, in my house. My house is supposed to be [REDACTED] but with the petcoke the siding is covered in a dirty gray color. Our cars are constantly dirty from the petcoke being blown over to our house. My [REDACTED] every year for the past couple of years. The wind, which cannot be controlled, is blowing the petcoke, which can be controlled, into everything. We cannot sit outside without getting dirty or contaminating our food or drink.

Times_of_Problems: This is a constant problem. Every day we experience the pollution.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:50 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 10:49:39

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Koch Bros. & John Pope

Owner_Company_Street: E. 106th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Specific_Other_Issues: [REDACTED] ue to pollutatsd in air

Problem_Description: Many people [REDACTED] his area due to the politicians that are allowing the corporations and their contributors to dump any and all poisons in this area.

Health_Affected: Don't_Know

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: Cannot sell my property because of the smell and pollution in this area.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: Don't know who to ask other than the alderman.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:08 AM
To: EPA.Pollution.Complaints
Subject: Citizen.Pollution.Complaint

Below is the result of your feedback form. It was submitted by C [REDACTED]
Saturday, November 16, 2013 at 10:08:23

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX, Koch Brothers,

Owner_Company_City: Chicago

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: Large piles of petcoke left in the open air.

Problem_Description: There are very large piles of petroleum coke stored along the waterways of the southeast side of Chicago. We have seen large clouds of black dust floating through the air. This has been to the extent of people refraining from open air festivities such as backyard parties and family gatherings. The dust accumulates on the streets and coats our homes. If our bricks are turning black from this dust, what is happening to our lungs? These piles are uncovered and some are as high as five stories! The trucks that transport this petcoke generally travel uncovered as well, which spreads the dust around faster.

Times_of_Problems: This happens when the wind blows. This has been a constant problem for a few years.

Health_Affected: Don't_Know

Doctor_Consumed: No

Property_Damage: Yes

Property_Damage_Description: I feel that the mere presence of this hazardous material in my neighborhood lowers the value of the real estate. [REDACTED] is darkened considerably in the last 18 months.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 2:52 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 02:51:36

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Beemsterboer Slag Corp

Owner_Company_Street: 10700 S. Burley

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem Description: When the winds blows there is a black substance that settles on everything outside including my [REDACTED] This black substance is very fine and floats [REDACTED] use and surely is inhaled into our lungs.

Times_of_Problems: All the time.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: The black substance clings to the [REDACTED] house.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Written a letter and never received a response.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 22:16:42

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: Kcbc terminals company

Owner_Company_Street: 110th & Ewing

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: I live [REDACTED] The ash from this terminal is constantly all over my property. Is all over my [REDACTED] awn furniture, it comes in through the CLOSED windows and gets all over my house. This problem happens whether wind is present or not.

Times_of_Problems: This happens every day at no specifis time. If the day is windy, that's when it gets worse.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: I've lived in the [REDACTED] and have had to paint the [REDACTED] the ash stains it and stains the window frames

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:31 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:31:19

Street_Address: [REDACTED]

City: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: The Koch Brothers KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:28 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] Friday, November 15, 2013 at 20:27:48

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: Public Health

Problem_Description: KCBX is located in between [REDACTED] exposed piles of petcoke dust blow into our homes, onto our properties, cover our parks, and our yard items, pools, grills, patio furniture. living here for [REDACTED] I developed [REDACTED] I've seen numerous physicians and there is [REDACTED] This is caused by the conditions I live in.

Times_of_Problems: Everyday.

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Window screens seen constant replacing [REDACTED] contaminated and unusable.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] in Friday, November 15, 2013 at 20:27:11

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS

Owner_Company_Street: 3259 E 100TH st

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem Description: Petcoke is polluting our neighborhoods and taking lives. My family has lived [REDACTED] [REDACTED] rs. The particles coming from the dump [REDACTED] covers every surface. Opening a window is almost impossible because of the dust. I can only imagine what my family and friends are breathing into their lungs. It covers our bodies, the bodies [REDACTED] s as well as my [REDACTED]. When going outside on a barely windy day our skin was covered and we could feel the dust in our mouths. The wind carries this pollutant throughout the neighborhood and beyond. It affects our waterways and the life within the water as well as

outside. Any surface or open container is affected when outdoors. When will someone address the magnitude of this issue?

Times_of_Problems: It affects my family and friends every day.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:18 PM
To: EPA.Pollution.Complaints
Subject: Citizen:Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:18:25

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. BURLEY

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Strong nauseous odor, it makes makes it hard to breathe.

Times_of_Problems: It's especially Strong early in the morning anytime between 6am to 11am and late in the evening between 9pm to 2am. However you seem to also smell it throughout the day as well.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 5:10 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:10:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 South Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Petcoke piles in the open

Times_of_Problems: All day

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 19:20:48

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phon [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: There are massive uncovered piles of hazardous petcoke where the petcoke dust is blown throughout the neighborhood by the wind. The petcoke is blown on and into our homes, into the river next to the petcoke dumping grounds, and into our sewer system when rain washes large amounts of the hazardous fugitive dust away. Above all though, the major problem is the fact that the neighborhood and it's residents are breathing the toxic dust. If it's accumulating on our property, it's accumulating in our bodies and that can not be tolerated.

Times_of_Problems: Every windy day and specifically on November 9th around 4:30p.m.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 6:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 18:21:26

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCX and BP

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: outside air smells like oils at time

Problem_Description: If the wind is blowing you feel dirty and my cement is black from the coke

Times_of_Problems: late afternoon and in the evening hours and weekends

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: [REDACTED] blackened

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: had a run around and gave up

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:46 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 16:44:31

Street_Address: [REDACTED]

City: [REDACTED]

Count: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Dust from the Coke flying around covering the ground and air and water we eat and drink from

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen.Pollution.Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
[REDACTED], November 15, 2013 at 16:27:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: A very large cloud (approx. 1 sq. mile) of black dust (pet coke) was seen by myself and many other commuters heading East and West at the 100th Street bridge on an August afternoon. It started to dissipate slowly over water and continued to dissipate over land as well.

Since I saw this and heard of many of my neighbors similar complaints, I have had to get [REDACTED] first time in my life. I am a [REDACTED] Southeast side and have never had to see a doctor or have been diagnosed with asthma. But last month I was forced to seek medical attention and was [REDACTED] help with [REDACTED] problems. I have no photos but I do have my [REDACTED] date as evidence.

Times_of_Problems: August of 2013

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 3:16 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 15:15:19

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Co.

Owner_Company_Street: 3259 E 100th St.

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Visible pet coke nuisance throughout the community in which my family lives, eats, sleeps.

Times_of_Problems: Daily

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:38 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
on Friday, November 15, 2013 at 12:37:52

Street_Address: [REDACTED]

City: [REDACTED]

County: IL: [REDACTED]

State: IL: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th St Bridge

Owner_Company_City: chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: On a windy day, I can look North and see black dust blowing into our air. When I drive through that area the dust is everywhere, on people's cars, houses, lawns. Given that [REDACTED] still affected, I can not imagine how it is for the people that live closer. Our river is being polluted and I am very concerned about drinking water. The worst instance was when I went to a friend's outdoor BBQ during the summer and all the food was thrown away because it was covered in black dust.

Times_of_Problems: Every single day that the petcock is sitting there and the wind blows at all.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:31 PM
To: EPA, Pollution Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 12:31:04

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: n/a

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E. 100th St. or 10730 S. Burley Avenue

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: The fumes of petroleum are coming [REDACTED] constantly feeling nauseated and feel extremely tired.

Problem_Description: For the past 3 months, during the night, after 9pm, I've noticed a smell of petroleum fumes coming [REDACTED]

Times_of_Problems: The time of the fumes start are during the night time, after 9pm, I have to get up and open the windows and continuously [REDACTED] to get the rid of the petroleum fumes. It makes me very nauseated.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage_Description: I don't know if it has affected my property. But one thing I know, as soon as those fumes smell start, I become very nauseated.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I didn't know what was happening at first. I did commented to my family members about the smell of petroleum. It was till I saw it on the news that I finally had some answers. Thank you to the people for coming forward with their findings.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:56 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:57:47

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX Terminal Co.

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Black possibly toxic dust in the air causing breathing problems and collecting on all exposed surfaces.

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: This dust has embeded in the [REDACTED] and is impossible to scrub off requiring my house to be repainted.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We had community meetings with the company and were assured our complaints were heard and would be delt with. These meetings were held years ago and the problems still persist although worst.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:22 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 11:22:02

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Petcoke, all the time. It gets in my food, my water [REDACTED]

Times_of_Problems: 24 hours a day 7 days a week.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Ignored me.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 11:11 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:11:21

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 100th Street

Owner_Company_City: South Chicago

Owner_Company_County: Cook

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: KCBX is a company which stores the left over residue from the Whiting Indiana (other surrounding areas) Petroleum Oil refineries in the form of ash know as PET Coke. Mounds of this ash is being stirred near 100th street in Chicago's Eastside neighborhood. It is being stored uncovered and poses serious health concerns (including cancer) to residents of the Eastside neighborhood and surrounding neighborhoods such as South Chicago, South Dering and Hegewisch. As the wind begins to pick up around Chicago the ash gets spread to these high impact areas. No only does the ash get stuck to the buildings and homes in these neighborhoods but, children out and about in the neighborhood playing or at schools nearby also breathe this in. The second issue being raised is not only a health risk to the residents of the surrounding neighborhoods but to most residents of the Chicagoland area. This ash is being stored at 100th street on the banks of the Calumet River which feeds into Lake Michigan. As mentioned above when the winds

of Chicago pick up the ash gets blown around and some of the ash lands in the river. The river then carries the ash to Lake Michigan where it gets filtered into our daily drinking water.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 10:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 10:23:25

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: petroke

Owner_Company_City: southchicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Cant open the windows in my house without getting this balck dust all over my house, cant imagine what is doing to my lungs and [REDACTED]

Times_of_Problems: every day, but when the piles are the highest and are high winds the problems us even worst!

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:16:35

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Problem_Description: The problem with this is everything how is this even possible. The air is being polluted and our [REDACTED] will be affected.

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:02

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:29

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:51 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:51:05

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:48 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:48:12

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX and affiliates

Owner_Company_Street: 3259 E. 100th St. & 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: The problem is anytime there is wind the petcoke dust files all over our community. There were 2 severe windstorms this past summer 2013 the dust that landed and coated everything outside (luckily my windows were shut). The dust was almost measurable, after sweeping it up I became congested and coughing. Another concern is my [REDACTED] le but when the dust settles and becomes part of the soil, it's contaminated and toxic. So then I'm ingesting it when I [REDACTED]

Times_of_Problems: In the months of June and August 2013

Health_Affected: Yes

Doctor_Consumed: No

Property_Damage: Yes

Property_Damage_Description: [REDACTED]; becoming more pitted. After a windy day, I have to always sweep and hose down my home and sidewalks.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I'm doing it now with the Ill. EPA who is suppose to monitor pollution levels for citizens health.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:41 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:41:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS CO.

Owner_Company_Street: 3200 East 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Constant dust and airborne particals. Must keep windows and doors closed at all times or floors and furniture become covered in dirt

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: [REDACTED] discoloring and cannot be cleaned with any solution. I have had to have my house repainted numerous times

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We have had community meetings with the company and they said they would take measures to correct the problem such as sprinkle water on piles to keep dust down, tarp trucks and wash truck tires.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:38 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:38:24

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS

Owner_Company_Street: 3259 EAST 100TH STREET

Owner_Company_City: CHICAGO

Owner_Company_County: COOK

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER
TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS

Problem_Description: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS BACK YARD GRASS. WHEN SITTING IN THE YARD ITS ON OUR FACE IN OUR HAIR ON OUR CLOTHING, ON OUR SHOES IN OUR MOUTH BREATHING IS DIFFICULT.

Times_of_Problems: ALL DAY THE WIND CONTINUES TO BLOW NO MATTER WHAT TIME OF DAY IT IS.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: MAINTAINENCE ON THE BUILDING FOR DIRT ON THE CLOTHING, WASHING, YARD SERVICE FOR LANDSCAPING CLEANING PRODUCTS AND SUCH.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:28 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:27:47

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Petcoke in and around home from nearby petcoke piles.

Times of Problems: Especially over the summer there were layers on my vehicle, on window sills [REDACTED] to the KCBX petcoke piles and [REDACTED] regularly covered in a dark film. Windows cannot be opened and [REDACTED] live there can't even play outside most days due to the dust blowing over onto the property.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Window sills are now tinted due to the amount of dust being blown over

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity-Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:13 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by, [REDACTED]
Friday, November 15, 2013 at 09:13:13

Street Address: [REDACTED]

City: [REDACTED]

Count: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th Street Bridge

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem Description: KCBX Terminals stores petroleum coke ash in 50 foot high mounds along the Calumet River. I live [REDACTED] and when the wind blows the ash envelops my property. I cannot open the windows because the ash gets into my house. My kitchen counters are covered with ash; my floors are covered with ash; I am forced to breathe in the ash. My entire yard is covered in ash. I cannot grow anything to eat in my yard because it gets covered in ash. When I fill [REDACTED] it gets filled with ash. My car is constantly covered in ash. The ash is sprayed with water which creates a slurry that you can clearly see leaking into the river. I am concerned that this is getting into the ground and lake which is only about 2 miles away.

Times_of_Problems: Every day this year that the wind blew. Once the ash is on my property it remains there. It is still on my property.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: I had to take [REDACTED] and when explaining the pollution problem to the doctor, they said this may be the reason. My property is ruined because of all the ash in my yard, on my window sills, and on my floors and countertops. I can NEVER open the windows. I have to wipe down my kitchen counters before I cook to make sure that I do not eat ash.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]body@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:25 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 08:25:19

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: petcoke piles stored outdoors, when wind blow it gets all over home, cars, gardens. children have trouble brething

Times_of_Problems: everyday, especially if it's windy

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Black dust on home and cars

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 08:23:23

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: Petcoke piles from KCBX/Beemsterboer

Owner_Company_Street: 2900 E. 106th St.

Owner_Company_City: Chicago

Owner_Company_County: Il

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: My house and windows are covered in black dust.

Times_of_Problems: The past two years

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:07 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 08:07:26

Street Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Frequent petcoke dust covers our neighborhood. Company is being allowed to operate without a proper functioning suppression system. Using street sweepers to wash away petcoke which is seeping into our sewers. Connecting street sweepers to our fire hydrants to fill the water tanks on the street sweepers without the REQUIRED BACKFLOW PREVENTERS is allowing petcoke to backwash into our drinking water

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted b [REDACTED]
on Friday, November 15, 2013 at 07:46:10

Street_Address [REDACTED]

City [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX & KOCH INDUSTRIES, BP, LEVER BROTHERS

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: [REDACTED]

Problem_Description: WE MOVED [REDACTED] TO AND HAVE HAD STRANGE [REDACTED]
ARE PROGRESSIVELY GETTING WORSE.

Times_of_Problems: OVER THE PAST YEAR I'VE WITNESSED BLACK CLOUDS MOVING NORTH FROM THE PILES.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: YES - I'D SAY IT HAS DIMINISHED THE VALUE.

Worked_for_Source: No

Contacted_Source: Yes

Outcome_of_Contact: I HAVE PARTICIAPTED IN EMAIL, PETITIONS ETC., WITH VARIOUS ORGANIZATIONS.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 9:19 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
2013 at 21:18:31

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home.Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Ill

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Pet coke is getting in my house and yard. [REDACTED]

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: Dirty windows, brick [REDACTED] in the yard until I clean

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 7:04 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
14, 2013 at 19:04:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 106th street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: Pet coke entering my house from KCBX

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Frost, Brad

From: EPA.Pollution.Complaints
Sent: Tuesday, November 26, 2013 4:06 PM
To: Frost, Brad
Subject: FW: Citizen Pollution Complaint

Hi Brad-- going through e-complaint inbox and found another pet coke complaint... this one with very little supporting information but still passing it on... thanks, Kurt

-----Original Message-----

From: [mailto:nobody@epa084web1p.admop.epa.state.il.us]
Sent: Monday, November 18, 2013 8:44 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by
 on Monday, November 18, 2013 at 20:43:53

Street_Address:

City: Chicago

County: Cook

State: Il

Zip: 6"617

Home Phone:

Cell Phone:

Owner_Company_Name: Petcoke

Owner_Company_City: Chicago

Owner_Company_County: Cook

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Frost, Brad

Subject: FW: Citizen Pollution Complaint

-----Original Message-----

From: EPA.Pollution.Complaints
Sent: Friday, October 25, 2013 10:51 AM
To: Narayan, Harish; Youngblut, Steven
Cc: Frost, Brad; Page, Ken
Subject: FW: Citizen Pollution Complaint

Hi all-- going through complaint system-- forwarding complaint about KCBX facility from someone who does not live in the area... thanks, Kurt

-----Original Message-----

From:
Sent: Saturday, October 19, 2013 10:12 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by
(on Saturday, October 19, 2013 at 22:12:25

Street_Address:

City:

County:

State:

Zip:

Cell Phone:

Owner_Company_Name: KCBX Chicago (KOCH Carbon/KOCH Industries)

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petroleum coke storage containment is the problem. How can there be no regulation that ensures this toxic waste is kept from blowing into the neighborhoods and the river system. Please ensure that the piles are secured or removed entirely. If Detroit wouldn't put up with the Koch's mess, why should the residents of the East Side and surrounding communities?

Health_Affected: No

Doctor_Consulted: No

Property_Damage: No

Property_Damage_Description: I no longer live in the area but my family has been in the area since 1888. This is an abomination and needs to be stopped.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: have not heard back from them as I've just emailed Mr. Kramer with KCBX.

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City CHICAGO County COOK State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name PET COKE, & B.P. REFINERY (IND.)
 Street Address _____
 City (Nearest city or town if known) CHICAGO SOUTH EAST SIDE, INDIANA
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

*Rec'd
1-6-2014*



Illinois Environmental Protection Agency

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Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

FFX CERT :

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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City CHICAGO County COOK State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name THE OWNER OF THE COMPANY
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

To whom this may concern everytime my grandson comes over he has have a breathing treatment for Asthma, he has a hard time breathing and do a lot of coughing. Only at our house. We have bought couple Tables and chairs because of the Black Smog Keep ruin our Deck furniture The Smog IS hard to clean off. Thats why we continue to buy tables & chairs. The Deck also be black with Smog. If the Smog comes also in the house and Garage. You cant enjoy the weather, Leading your Door open to gets some Air Is not possible at all. We have to keep the Doors and windows close. Try to keep Black Smog out and It also has a Bad Smell. We are Inhaling the polluted Air from the Black Smog. EYE Redness \ Sight lost

- | | | |
|--|--|---|
| Has the problem affected your health? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you consulted a doctor? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Has the problem damaged your property? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever worked for the suspected source? | No <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever filed a claim against the responsible party? | No <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you contacted the source and complained? | No <input type="checkbox"/> | Yes <input checked="" type="checkbox"/> |
| Are you willing to testify under oath at an enforcement hearing? | No <input type="checkbox"/> | Yes <input checked="" type="checkbox"/> |

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

- No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

Dec 5, 2013

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County Lake State IL Zip Code 46394
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP Whiting Refinery, Beemsterboer &
KCBX Terminats
 Street Address _____
 City (Nearest city or town if known) 3259 East 100th Street
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

The piles of petcoke are not enclosed as they should be maintained.

Air pollution, Calumet River pollution, Lake Michigan pollution are caused by open storage of the petcoke piles.

Air Particulate Matter pollutes our drinking water from Lake Michigan.

I believe BP is responsible for the by-product and to whom they transfer the petcoke for a profit. BP should be responsible for how the petcoke is transferred across state lines and how it is stored and moved to trucks, rail, barge in Region USEPA 5, which is under air pollution limits.

- | | | |
|--|--|---|
| Has the problem affected your health? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you consulted a doctor? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Has the problem damaged your property? | No <input type="checkbox"/> | Yes <input type="checkbox"/> not sure |
| Have you ever worked for the suspected source? | No <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever filed a claim against the responsible party? BP | No <input type="checkbox"/> | Yes <input checked="" type="checkbox"/> |
| Have you contacted the source and complained? BP | No <input type="checkbox"/> | Yes <input checked="" type="checkbox"/> |
| Are you willing to testify under oath at an enforcement hearing? | No <input type="checkbox"/> | Yes <input checked="" type="checkbox"/> |

REQUIRED:

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Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62794-9278
Fax: 217-785-8346



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Associate Director's Office

Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

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DEC - 5 2013

Page 1 of 2

Associate Director's Office

R-000358

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Since earlier this year, I have suffered frequent episodes involving dizziness and shortness of breath. The last few months, I have been suffering from chronic fatigue, difficulty sleeping, and increasing pain in the left wrist and hand (which is now chronic). I also have episodes involving severe pain in the neck, right shoulder, and right arm. I moved to this area on _____, and have no history of such conditions (other than insomnia) prior to moving here.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever worked for the suspected source?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever filed a claim against the responsible party?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you contacted the source and complained?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Are you willing to testify under oath at an enforcement hearing?	No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>

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Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

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Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

RESERVED 11-25-13 EPA-
OCR
SP12

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September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
Street Address _____
City Chicago County Cook State IL Zip Code 60617
Telephone (with area code) _____
Phone Number Type Home Work Cell Phone
Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Pet Coke
Street Address 100th St South / Calumet River
City (Nearest city or town if known) Chicago
County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

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NOV 25 2013

Associate Director's
Office

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

I HAVE BEEN VERY ill FOR Sometime NOW.
I WAS Admitted to the hospital SEVERAL
WEEKS ago, due to Chest pain AND tightNESS
IN MY chest. I ALSO HAVE A CHRONIC Cough
AND wheezing sound during BREATHING.
My joint hurts me so bad I cant get out of
the bed at times. Suffering from FREQUENT
HEADACHES. I V Notice some VERY SERIOUS
problems and changes with my body AND IM
Always feeling tired / lethargic when I get
out of bed and most of the day. PLEASE
PLEASE Remove the deadly CHEMICALS from
the Neighborhood.

Theresa Jones

Has the problem affected your health?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
Have you consulted a doctor?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
Has the problem damaged your property?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever worked for the suspected source?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever filed a claim against the responsible party?	No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>
Have you contacted the source and complained?	No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>
Are you willing to testify under oath at an enforcement hearing?	No <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>

REQUIRED:

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Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

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Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62794-9278
Fax: 217-785-8346



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September 2012

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
Street Address _____
City Chicago County Cook State IL Zip Code 60617
Telephone (with area code) _____
Phone Number Type Home Work Cell Phone
Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
Street Address 3259 E. 100th Street - 10730 S. Burley
City (Nearest city or town if known) Chicago
County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

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September 2012

ILLINOIS EPA

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County COOK State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado Cook Estado IL Código Postal 60612
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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Su Información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Alicia Condado COOK Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

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Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado COOK Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
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¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
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Your Contact information

Name _____
 Street Address _____
 City Chicago County IL State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 6730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

its affecting my neighborhood

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



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Septiembre de 2012

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Su Información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad chicago Condado cook Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
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Su Información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado IL Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

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Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

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Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado IL Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

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Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

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- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 60730 S. Burley

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado IL Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

No Sé

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Su Información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado " " Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

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¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCOX TERMINALS

Street Address 10730 S. BURLEY AVE

City (Nearest city or town if known) CHICAGO

County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

Air (dust/particles, open burning, and industrial emissions)

Land (open dumping, hazardous waste, landfill)

Water (stream/lake pollution, illegal discharges into waterways)

Public Drinking Water (issues affecting quality or quantity of drinking water)

Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

*Health problems. Sinus, Coughing, Headaches
Watery eyes.*

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever filed a claim against the responsible party?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you contacted the source and complained?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Are you willing to testify under oath at an enforcement hearing?	No <input type="checkbox"/>	Yes <input type="checkbox"/>

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

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Fax: 217-785-8346



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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KOBY TERMINALS

Street Address 10730S. BURLEY AVE

City (Nearest city or town if known) CHICAGO

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

Air (dust/particles, open burning, and industrial emissions)

Land (open dumping, hazardous waste, landfill)

Water (stream/lake pollution, illegal discharges into waterways)

Public Drinking Water (issues affecting quality or quantity of drinking water)

Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

I've notice truck going down 106th St. east+west directions. The trucks are uncoved. In the past year I've noticed more headaches burning eyes but mostly increase in sinus infections. At times my sinuses feel like they are burning. My nose has a increase amount of soot inside when the weather permits the windows open. My son also has sinus & headaches we also have coughs not due to colds. ~~asthma~~ I've also been experiencing chest pain. they don't last long but when they do they are sharp & short rapid breath.

As you ask for an immediate shut down of this company. As I an investigation of this Co.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever worked for the suspected source?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever filed a claim against the responsible party?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you contacted the source and complained?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Are you willing to testify under oath at an enforcement hearing?	No <input checked="" type="checkbox"/>	Yes <input checked="" type="checkbox"/>

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City CHICAGO County COOK State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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Your Contact Information

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 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
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Whom do you believe to be responsible for the problem?

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Septiembre de 2012

EPA DE ILLINOIS

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad CHICAGO Condado COOK Estado IL Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 10730 S. Burley

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

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Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 6730 S. Burley

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

I Don't Know

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 City CHGO. County COOK IL Zip Code 60617
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Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
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Name _____

Street Address _____

City Chigo County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address 10730 S Burley ave

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

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Septiembre de 2012

EPA DE ILLINOIS

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

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¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 6730 S. Burley

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

I Don't Know

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su Información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

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Su información de contacto

Nombre _____

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Ciudad Chicago Condado Cook Estado IL Código Postal 60617

Teléfono (con código de área) _____

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September 2012

ILLINOIS EPA

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 6730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
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Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 16730 S. Burley
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 I Don't Know

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Su información de contacto

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 Ciudad Chicago Condado Cook Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBX - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

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Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago

Condado _____

Estado IL

Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono

Casa

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Dirección de Correo Electrónico _____

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Brinde una descripción breve del problema. Por favor, provea la mayor cantidad de detalles posibles acerca de la descripción del hecho y su ubicación. Indique cualquier prueba o documentación (por ejemplo, fotos, registros, etc.) que usted podrá proveer relacionados con la contaminación. Si recuerda los momentos específicos en que ocurrió el problema, por favor indique la hora del día y la fecha.

Si fuera necesario, utilice hojas de papel adicionales.

Hay mucho polvo negro en el área y creo que mis hijos tienen asma por esta razón y esto me preocupa por la salud de todos.

- ¿El problema ha afectado su salud? No SI
- ¿Ha consultado a un médico? No SI
- ¿El problema ha dañado su propiedad? No SI
- ¿Trabajó, en algún momento, para la fuente sospechada? No SI
- ¿Presentó, en algún momento, una queja contra la parte responsable? No SI
- ¿Se ha comunicado con la fuente y presentado una queja? No SI
- ¿Está dispuesto(a) a atestiguar bajo juramento en una audiencia de aplicación de la ley? No SI

REQUERIDO:

A no ser que usted preste su consentimiento para su divulgación, la EPA de Illinois considerará su identidad en el formulario de queja como estando exenta de divulgación bajo las normas y la Ley de Libertad de Información. Sin embargo, se podrá descubrir su identidad si se entabla una demanda respecto de las instalaciones objeto de su queja.

¿Acepta que la EPA de Illinois divulgue su identidad como la parte que presenta la queja?
 No SI

Por favor, envíe este formulario a la siguiente dirección:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

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Name _____

Street Address _____

City CHICAGO County COOK State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

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Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 10730 S. Burley

City (Nearest city or town if known) Chicago

County COOK Zip Code 60617

I Don't Know

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County COOK State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name ^{22ND} KCBX-Koch
 Street Address 3259 E. 100th Street - 60730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Your Contact Information

Name _____
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 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
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Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

This problem has affected my brother
children they have asthma

- | | | |
|--|-----------------------------|------------------------------|
| Has the problem affected your health? | No | Yes |
| Have you consulted a doctor? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Has the problem damaged your property? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever worked for the suspected source? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever filed a claim against the responsible party? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you contacted the source and complained? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Are you willing to testify under oath at an enforcement hearing? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



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Your Contact Information

Name _____
 Street Address _____
 City Chicago County COOK State IL Zip Code 60607
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Your Contact Information

Name _____

Street Address _____

City Chicago County Cook State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 10730 S. Burley

City (Nearest city or town if known) Chicago

County Cook Zip Code 60617

I Don't Know

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- Air (dust/particles, open burning, and industrial emissions)
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Please use additional sheets of paper as necessary.

I believe for the future it will increase of
the rate of respiratory cancer, emphysema
Chronic Bronchitis (COPD) & eventually
Death

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
Has the problem damaged your property?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever worked for the suspected source?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you ever filed a claim against the responsible party?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
Have you contacted the source and complained?	No <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>
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Illinois EPA
Office of Community Relations #5
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Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad CHICAGO Condado COOK Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBX - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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Your Contact Information

Name _____
 Street Address _____
 City Chgo County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 6730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
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Your Contact Information

Name _____

Street Address _____

City Chgo County DuR State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 6730 S. Burley

City (Nearest city or town if known) Chicago

County COOK Zip Code 60617

I Don't Know

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Septiembre de 2012

EPA DE ILLINOIS

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado Cook Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) Chicago
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
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- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.stata.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado Cook Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)

Brinde una descripción breve del problema. Por favor, provea la mayor cantidad de detalles posibles acerca de la descripción del hecho y su ubicación. Indique cualquier prueba o documentación (por ejemplo, fotos, registros, etc.) que usted podrá proveer relacionados con la contaminación. Si recuerda los momentos específicos en que ocurrió el problema, por favor indique la hora del día y la fecha.

Si fuera necesario, utilice hojas de papel adicionales.

PUES VO TENGO UNA NIÑA DE 14 AÑOS QUE TIENE ASMA Y ELLA SE VE MUY AFECTADA SEGUIDO ESPECIALMENTE EN DIAS CON MUCHO VIENTO. MI ESPOSA TAMBIEN TIENE PROBLEMAS RESPIRATORIOS CON FRECUENCIA Y NO TENIA IDEA QUE ERA A CONSECUENCIA DEL POLVO QUE PRODUCEN ESTAS COMPAÑIAS.

- | | | |
|--|--|--|
| ¿El problema ha afectado su salud? | No | SI |
| ¿Ha consultado a un médico? | No | SI |
| ¿El problema ha dañado su propiedad? | No <input checked="" type="checkbox"/> | SI <input type="checkbox"/> |
| ¿Trabajó, en algún momento, para la fuente sospechada? | No <input checked="" type="checkbox"/> | SI <input type="checkbox"/> |
| ¿Presentó, en algún momento, una queja contra la parte responsable? | No <input checked="" type="checkbox"/> | SI <input type="checkbox"/> |
| ¿Se ha comunicado con la fuente y presentado una queja? | No <input checked="" type="checkbox"/> | SI <input type="checkbox"/> |
| ¿Está dispuesto(a) a atestiguar bajo juramento en una audiencia de aplicación de la ley? | No <input type="checkbox"/> | SI <input checked="" type="checkbox"/> |

REQUERIDO:

A no ser que usted preste su consentimiento para su divulgación, la EPA de Illinois considerará su identidad en el formulario de queja como estando exenta de divulgación bajo las normas y la Ley de Libertad de Información. Sin embargo, se podrá descubrir su identidad si se entabla una demanda respecto de las instalaciones objeto de su queja.

¿Acepta que la EPA de Illinois divulgue su identidad como la parte que presenta la queja?

No Sí

Por favor, envíe este formulario a la siguiente dirección:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

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Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad (Chicago) Condado IL Estado IL Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
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- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
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Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Ill County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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 Ciudad Chicago Condado IL Estado IL Código Postal 60617
 Teléfono (con código de área) _____
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Su información de contacto,

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado COOK Estado (IL) Código Postal 60617

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

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September 2012

ILLINOIS EPA

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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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Su información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado cmk Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

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 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

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Your Contact Information

Name _____

Street Address _____

City Chicago County COOK State IL Zip Code 60617

Telephone (with area code) _____

Phone Number Type Home Work Cell Phone

Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch

Street Address 3259 E. 100th Street - 6730 S. Burley

City (Nearest city or town if known) Chicago

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
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Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617-6636
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
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Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home | Work | Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
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 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
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 I Don't Know

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Su Información de contacto

Nombre _____
 Dirección de Calle _____
 Ciudad Chicago Condado T. Estado IL Código Postal 60617
 Teléfono (con código de área) _____
 Tipo de Número de Teléfono Casa Trabajo Teléfono Celular
 Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBY - Koch
 Dirección de Calle 3259 E. 100th Street 10730 S. Burley
 Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____
 Condado COOK Código Postal 60617
 No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
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Responsible Party/Company Name KCBX-Koch
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 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
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- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Constantly having to clean the black dust
made my home - in furniture, windows
walls & windows - During the summer the
pool water (where my grand children swim is)
always dirty & had to keep replacing the filters.
Got rid of my carpet in my house because
of the soot that was on it I was never able
to keep it clean - particles always in the
air - Husband now has sleep apnea & I
now have a Vitamin D deficiency.

- | | | |
|--|-----------------------------|------------------------------|
| Has the problem affected your health? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you consulted a doctor? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Has the problem damaged your property? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever worked for the suspected source? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you ever filed a claim against the responsible party? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Have you contacted the source and complained? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |
| Are you willing to testify under oath at an enforcement hearing? | No <input type="checkbox"/> | Yes <input type="checkbox"/> |

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State IL Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



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Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City Chicago County Cook State IL Zip Code 60617
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX-Koch
 Street Address 3259 E. 100th Street - 10730 S. Burley
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
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Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad Chicago Condado Cook Estado IL Código Postal 60617

Teléfono (con código de área) : _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía KCBV - Koch

Dirección de Calle 3259 E. 100th Street 10730 S. Burley

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado COOK Código Postal 60617

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



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September 2012

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 County COOK Zip Code 60617
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- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
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- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:08 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by C [REDACTED]
Saturday, November 16, 2013 at 10:08:23

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX, Koch Brothers,

Owner_Company_City: Chicago

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: Large piles of petcoke left in the open air.

Problem_Description: There are very large piles of petroleum coke stored along the waterways of the southeast side of Chicago. We have seen large clouds of black dust floating through the air. This has been to the extent of people refraining from open air festivities such as backyard parties and family gatherings. The dust accumulates on the streets and coats our homes. If our bricks are turning black from this dust, what is happening to our lungs? These piles are uncovered and some are as high as five stories! The trucks that transport this petcoke generally travel uncovered as well, which spreads the dust around faster.

Times_of_Problems: This happens when the wind blows. This has been a constant problem for a few years.

Health_Affected: Don't_Know

Health_Affected: Don't_Know

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: Cannot sell my property because of the smell and pollution in this area.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: Don't know who to ask other than the alderman.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:50 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 10:49:39

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Koch Bros. & John Pope

Owner_Company_Street: E. 106th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Specific_Other_Issues: [REDACTED] due to pollutants in air

Problem_Description: Many people [REDACTED] this area due to the politicians that are allowing the corporations and their contributors to dump any and all poisons in this area.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 12:20 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 12:20:01

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3325 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: There are petcoke piles [REDACTED] that are constantly leaving dirt and other particles in my yard and if we open windows, in my house. My house is supposed to be [REDACTED] but with the petcoke the siding is covered in a dirty gray color. Our cars are constantly dirty from the petcoke being blown over to our house. My [REDACTED] every year for the past couple of years. The wind, which cannot be controlled, is blowing the petcoke, which can be controlled, into everything. We cannot sit outside without getting dirty or contaminating our food or drink.

Times_of_Problems: This is a constant problem. Every day we experience the pollution.

Filed_Claim: No

Contacted_Source: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]nobody@epa084web1p.admop.epa.state.il.us>
Sent: Saturday, November 16, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 19:21:13

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Beensterboar

Owner_Company_Street: 107th Calumet river

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petcoke windstorms and in the river

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Unable to open windows or doors without black soot coming in.

Worked_for_Source: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Monday, November 18, 2013 5:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Follow Up Flag: Follow up
Flag Status: Flagged

Below is the result of your feedback form. It was submitted by: [REDACTED]
[REDACTED]) on Monday, November 18, 2013 at 05:45:35

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: The piles of Petcoke that are by the river are uncovered. The dust has blown into [REDACTED] evidenced by the black dust that I wipe off of my [REDACTED] everyday.

Times_of_Problems: The months of August, September, and October 2013 (when the windows were opened in the [REDACTED])

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Black dust has accumulated on everything.

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

DEC 13 2013

REVIEWER JKS

Neibergall, Kurt

From:
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Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by:
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City:

County:

State:

Zip:

Cell Phone:

Owner_Company_Name: KCBX, Koch Brothers,

Owner_Company_City: Chicago

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: Large piles of petcoke left in the open air.

Problem_Description: There are very large piles of petroleum coke stored along the waterways of the southeast side of Chicago. We have seen large clouds of black dust floating through the air. This has been to the extent of people refraining from open air festivities such as backyard parties and family gatherings. The dust accumulates on the streets and coats our homes. If our bricks are turning black from this dust, what is happening to our lungs? These piles are uncovered and some are as high as five stories! The trucks that transport this petcoke generally travel uncovered as well, which spreads the dust around faster.

Times_of_Problems: This happens when the wind blows. This has been a constant problem for a few years.

Health_Affected: Don't_Know

R-000528

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: I feel that the mere presence of this hazardous material in my neighborhood lowers the value of the real estate. My brick home has darkened considerably in the last 18 months.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From:
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To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

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City:

County:

State:

Zip:

Home Phone:

Cell Phone: .

Owner_Company_Name: Koch Bros. & John Pope

Owner_Company_Street: E. 106th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Specific_Other_Issues: cancer cluster due to pollutatsd in air

Problem_Description: Many people die of cancer in this area due to the politicians that are allowing the corporations and their contributors to dump any and all poisons in this area.

Health_Affected: Don't_Know

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: Cannot sell my property because of the smell and pollution in this area.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: Don't know who to ask other than the alderman.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

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Cell Phone:

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3325 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: There are petcoke piles behind my house that are constantly leaving dirt and other particles in my yard and if we open windows, in my house. My house is supposed to be a light blue, but with the petcoke the siding is covered in a dirty gray color. Our cars are constantly dirty from the petcoke being blown over to our house. My younger sister and brother have had bronchitis every year for the past couple of years. The wind, which cannot be controlled, is blowing the petcoke, which can be controlled, into everything. We cannot sit outside without getting dirty or contaminating our food or drink.

Times_of_Problems: This is a constant problem. Every day we experience the pollution.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

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County: _____

State: _____

Zip: _____

Work Phone: _____

Owner_Company_Name: KCBX Beensterboar

Owner_Company_Street: 107th Calumet river

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petcoke windstorms and in the river

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Unable to open windows or doors without black soot coming in.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From:
Sent: Monday, November 18, 2013 5:46 AM
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City:

County:

State:

Zip:

Home Phone:

Work Phone:

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: The piles of Petcoke that are by the river are uncovered. The dust has blown into my classroom evidenced by the black dust that I wipe off of my classroom tables everyday.

Times_of_Problems: The months of August, September, and October 2013 (when the windows were opened in the school).

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Black dust has accumulated on everything.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

CERTIFICATE OF SERVICE

I, KATHRYN A. PAMENTER, an Assistant Attorney General, do certify that I caused to be served this 24th day of March, 2014, the attached Notice of Filing and Administrative Record upon (a) Katherine D. Hodge, Edward W. Dwyer and Matthew C. Read *via federal express* addressed as set forth on said Notice of Filing, and (b) Bradley P. Halloran *via hand delivery*.


KATHRYN A. PAMENTER

