



ERIC D. MORROW
STATE'S ATTORNEY OF OGLE COUNTY
106 S. 5th St., Suite 110
OREGON, ILLINOIS 61061

Sender's E-mail: oglesaa@oglecounty.org
www.oglecounty.org

Telephone: (815) 732-1170
Fax: (815) 732-6607

June 24, 2015

Clerk of the Board
Illinois Pollution Control Board
100 W. Randolph, Suite 11-500
Chicago, IL 60601-3218

RE: Administrative Citation - Kehl, Keith
AC 15 -
IEPA-LPC Site #: 1418230032
Inspection Dates: April 22, 2015, August 26, 2014 & August 11, 2014

Dear Clerk:

Enclosed for filing with the Board is the original Administrative Citation packet issued against Keith A. Kehl. I am enclosing an original Affidavit of Service and certified mail receipt which shows that Mr. Kehl was served with the citation on June 18, 2015.

The Respondent's mailing address is 11890 Bethel Road, Rochelle, IL 61068. The site is known as Kehl, Keith.

Please acknowledge receipt and filing of the enclosed materials. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to be "Eric D. Morrow".

Eric D. Morrow
Ogle County State's Attorney

EDM/cke
Enclosures

c: IEPA Rockford
IEPA Springfield
OCSWMD

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF OGLE)	
)	
Complainant,)	
)	
v.)	AC 15-
)	
KEITH A. KEHL,)	
)	
Respondent.)	

NOTICE OF FILING

TO: Keith A. Kehl, 11890 Bethel Road, Rochelle, IL 61068

PLEASE TAKE NOTICE that I have filed with the Office of the Clerk of the Illinois Pollution Control Board the Complaint for Administrative Citation, a copy of which is herewith served upon you.



 Eric Morrow,
 Ogle County State's Attorney

6/16/15

 Date

THIS FILING IS SUBMITTED ON RECYCLED PAPER

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION**

COUNTY OF OGLE)	
)	
Complainant,)	
)	
v.)	AC 15-
)	
)	
KEITH A. KEHL)	
)	
Respondent.)	

JURISDICTION

This Administrative Citation is issued pursuant to authority vested in the Illinois Environmental Protection Agency by 415 ILCS 5/1 *et. seq.* (2004), specifically 415 ILCS 5/31.1.

FACTS

1. The Respondent, Keith A. Kehl, is the present resident, operator, and tax payer of a facility located in the County of Ogle, State of Illinois.
2. The facility, located at 11890 Bethel Road, Rochelle, IL, is an open dump, operating without an Illinois Environmental Protection Agency Operating Permit, and designated with the Site Code # 1418320032. The facility is known to the Agency as Kehl, Keith.
3. That Respondent, Keith A. Kehl, has occupied, controlled and/or operated the facility at all relevant times hereto.
4. That on April 22, 2015 (the inspection upon which this AC was based on) and on August 11 and August 26, 2014 (previous inspections resulting in an Administrative Citation Warning Notice), Paul Cooney, Field Inspector, Ogle County Solid Waste Management Department, inspected the facility.

VIOLATIONS

On the basis of Field Inspector, Paul Cooney's direct observation, he has determined that the Respondent has caused or allowed open dumping and open burning at the above described facility in a manner that has violated the Illinois Environmental Protection Act (hereinafter, the "ACT") as follows:

1. The Respondent has caused or allowed littering in violation of 415 ILCS 5/21(p)(1).
2. The Respondent has caused or allowed open burning in violation of 415 ILCS 5/21(p)(3).
3. The Respondent has caused or allowed the deposition of general construction or demolition debris or clean construction or demolition debris in violation of 415 ILCS 5/21(p)(7).

CIVIL PENALTY

In accordance with 415 ILCS 5/42 (b)(4), the Respondent is subject to a civil penalty of \$1,500.00 for each violation specified above. This is a total of \$4,500.00 for this Citation. Additionally, should the Respondent elect to petition the Illinois Pollution Control Board under the review process described below, after an adjudicatory hearing, the Respondent shall be assessed the hearing costs incurred by the Pollution Control Board. The hearing cost would be in addition to the fine.

If you acknowledge the violations cited herein above, the civil penalty shall be due and payable no later than 35 days from the date of service hereof. If you do not petition the Pollution Control Board for review of the Administrative Citation within 35 days of service of the

Administrative Citation, or contest the Citation, any judgment that may be rendered against you shall specify the due date of the civil fine and any additional costs assessed against you.

When payment is made, checks shall be made payable in equal amounts (\$2250, or 50% of the total penalty each) to:

- (1) Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276.
- (2) Ogle County Solid Waste Fund, Ogle County Treasurer, P.O. Box 40, Oregon, Illinois 61061.

If any civil penalty is not paid within the prescribed time, the law allows for the accumulation and payment of interest on the remaining unpaid balance. If any civil penalty is not paid when due, the Office of the State's Attorney shall be requested to initiate proceedings in Circuit Court to collect the penalty. In addition to the civil penalty, hearing costs, and interest, if any, the Ogle County State's Attorney may seek to recover their costs of litigation.

PROCEDURE FOR CONTESTING ADMINISTRATIVE CITATION

You have the right to contest this Citation, pursuant to 415 ILCS 5/31.1. If you elect to contest this Citation, you must file a Petition For Review with the Clerk of the Illinois Pollution Control Board. A copy of the Petition For Review shall be filed with the Ogle County State's Attorney. **Your Petition For Review must be filed within 35 days of the date of service of the present citation on you. If you fail to file your Petition, a Default Order against you will entered by the Pollution Control Board.**

Your original Petition must be filed with the Clerk of the Board at:

Clerk
Illinois Pollution Control Board
100 West Randolph, Suite 11-500
Chicago, Illinois 60601

A copy must also be sent to:

Office of the State's Attorney
Ogle County Judicial Center
106 S. 5th Street, Suite 110
Oregon, IL 61061

And

Ogle County Solid Waste Management Department
909 W. Pines Road
Oregon, IL 61061

DATED: 6/16/15,


Eric Morrow,
Ogle County State's Attorney

C: IEPA Rockford
IEPA Springfield
OCSWMD File
Ogle County State's Attorney File

INFORMATIONAL NOTICE

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS!

NOTE: THIS ADMINISTRATIVE CITATION REFERS TO ONE STATE AGENCY AND TWO COUNTY ENTITIES.

The one state agency is: Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph Street, Suite 11-500
Chicago, IL 60601

The two county entities are: Ogle County State's Attorney Office
Attention: Eric Morrow, Ogle County State's Attorney
106 S. 5th Street, Suite 110
Oregon, IL 61061

Ogle County Solid Waste Management Department
Stephen J. Rypkema, Director
909 W. Pines Road
Oregon, IL 61061

If you elect to contest the enclosed Administrative Citation, you must file a Petition for Review within thirty-five (35) days of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the Clerk of the Illinois Pollution Control Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Ogle County State's Attorney's Office, Attention: Eric Morrow, at the address given above. Also, a copy of the Petition for Review should be either hand-delivered or mailed to the Ogle County Solid Waste Management Department at the address given above.

REMITTANCE FORM #1

COUNTY OF OGLE)	
)	
Complainant,)	
)	
v.)	AC 15-
)	
KEITH A. KEHL)	
)	
)	
Respondent.)	

FACILITY: Kehl, Keith

COUNTY: Ogle

DATE OF INSPECTION: 04/22/2015

SITE CODE: 1418230032

CIVIL PENALTY: \$2,250.00 (50% of \$4,500.00 penalty to Ogle County)

Date Remitted _____

SS/FEIN # _____

Signature _____

NOTE

Please include the information on the blank lines. Mail this form with your check to:

Ogle County Solid Waste Fund
Ogle County Treasurer
P.O. Box 40
Oregon, IL 61061

REMITTANCE FORM #2

COUNTY OF OGLE)
)
 Complainant,)
)
 v.) AC 15-
)
 KEITH A. KEHL)
)
)
 Respondent.)

FACILITY: Kehl, Keith
COUNTY: Ogle
DATE OF INSPECTION: 04/22/2015
SITE CODE: 1418230032
CIVIL PENALTY: \$2,250.00 (50% of \$4,500.00 penalty to IEPA)

Date Remitted _____

SS/FEIN # _____

Signature _____

NOTE

Please include the information on the blank lines. Mail this form with your check to:

Fiscal Services
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

State of Illinois, Ogle County

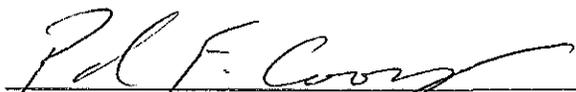
Affidavit

COUNTY OF OGLE)	
)	
Complainant,)	
)	AC 15-
v.)	
)	
KEITH A. KEHL)	
)	
Respondent.)	

Affiant, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the County of Ogle and certified by the Illinois Environmental Protection Agency and has been so employed and certified at all times pertinent hereto.
2. On, April 22, 2015 between 2:42 p.m. and 3:15 p.m., Affiant conducted an inspection of an open dump operated without an Agency permit, located in Ogle County, Illinois and known as Kehl, Keith by the Illinois Environmental Protection Agency. Said site has been assigned Site Code No. 1418230032 by the Agency.
3. Affiant inspected said Kehl, Keith site by an on-site inspection with Michael Reibel, Ogle County Zoning Administrator, and Mr. Keith Kehl, which included walking and photographing the site.
4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the

best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to the property.

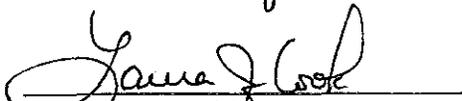


Paul F. Cooney,

Solid Waste Management Specialist
Ogle County Solid Waste Management Department

Subscribed and Sworn to Before Me

this 12 Day of June, 2015

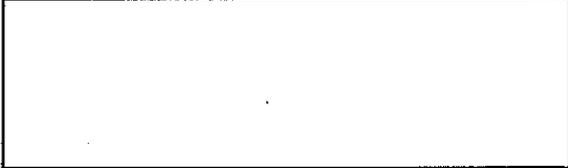

Notary Public

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Open Dump Inspection Checklist

County: Ogle LPC#: 1418230032 Region: 1 - Rockford
 Location/Site Name: Rochelle/Kehl, Keith
 Date: 04/22/2015 Time: From 2:42 PM To 3:15 PM Previous Inspection Date: 08/26/2014
 Inspector(s): Paul Cooney Weather: Partly Cloudy, 33 F, Wind NW @ 15 MPH
 No. of Photos Taken: # 3 Est. Amt. of Waste: 15 yds³ Samples Taken: Yes # No
 Interviewed: Keith Kehl Complaint #:
 Latitude: Longitude: Collection Point Description: -
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: -

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

Keith A. Kehl
11890 Bethel Road
Rochelle IL 61068
815-632-9922



	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
7.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<input checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input checked="" type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>
	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input checked="" type="checkbox"/>

LPC # 1418230032

Inspection Date: 4/22/15

9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
10.	55(k)	NO PERSON SHALL:	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>
ELECTRONIC PRODUCTS RECYCLING AND REUSE ACT REQUIREMENTS			
11.	95(a)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A COVERED ELECTRONIC DEVICE (CED) OR OTHER LISTED DEVICE WITH MUNICIPAL WASTE THAT IS INTENDED FOR DISPOSAL AT A LANDFILL	<input type="checkbox"/>
12.	95(b)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE DISPOSAL OF A CED OR OTHER LISTED DEVICE IN A SANITARY LANDFILL	<input type="checkbox"/>
13.	95(c)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A CED OR OTHER LISTED DEVICE WITH WASTE THAT IS INTENDED FOR DISPOSAL BY BURNING OR INCINERATION	<input type="checkbox"/>
14.	95(d)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE BURNING OR INCINERATION OF A CED OR OTHER LISTED DEVICE	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
15.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input type="checkbox"/>
16.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
17.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
18.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
19.	815.201	FAILURE TO FILE AN INITIAL FACILITY REPORT WITH THE AGENCY TO PROVIDE INFORMATION CONCERNING LOCATION AND DISPOSAL PRACTICES OF THE FACILITY	<input type="checkbox"/>
OTHER REQUIREMENTS			
20.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: _____ ORDER ENTERED ON: _____	<input type="checkbox"/>
21.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/1 et seq.; and The Electronic Products Recycling and Reuse Act: 415 ILCS 150/5 et seq.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
4. The provisions of subsection (p) of Section 21, subsection (k) of Section 55 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of that Act or by complaint under Section 31 of that Act. Violation of the Electronic Products Recycling and Reuse Act shall be enforceable by administrative citation under Section 20(k) of that Act, or referral to the Attorney General, pursuant to Section 20(a) of that Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d); and Section 20(a) of the Electronic Products Recycling and Reuse Act: 415 ILCS 150/20(a).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

NARRATIVE INSPECTION REPORT

Date of Inspection: April 22, 2015 Inspector: Paul Cooney
Site Code: 1418230032 County: Ogle
Site Name: Kehl, Keith Time: 2:42 PM – 3:15 PM

General Remarks

The Ogle County Planning and Zoning Department received a complaint about the property regarding the accumulation of landscape waste (logs), piles of wood chips, demolition debris, and open burning of waste. The Ogle County Solid Waste Management Department (OCSWMD) and Zoning Department agreed to go out to the property for a joint inspection.

An Administrative Citation Warning Notice (ACWN) was the result of an inspection on August 11, 2014. The ACWN was issued August 12, 2014. This ACWN resulted from open dumping, the burning of demolition and other types of waste, and the burning of landscape waste which was not generated on the property. Mr. Kehl is in the tree-trimming and removal business. The inspection was completed after the OCSWMD received a citizen complaint about the property.

I arrived at the site at 2:42 PM with Mike Reibel from Ogle County Planning and Zoning. Upon entry into the site there was a large pile of logs and an individual working to split some logs. There were three large piles of mulch, some of which has been there since the last inspection in August 2014 and a pile of firewood. There was a large ash pile within the foundation of an old barn, some scrap metal lying next to the foundation, and a burn barrel. Photos #1-2 plus four zoomed in versions of photos #1-2.

We met with Keith Kehl and discussed the old barn first. Mr. Kehl admitted demolishing the barn and burning the debris from the barn after it had caught fire on April 13, 2015. The local fire department was called to this site to extinguish the fire, which was on the west side of the barn. As a responding member of the Ogle-Lee Fire Protection District, I witnessed the extinguishment of the fire and what was left of the barn after the fire. After this fire, much of the barn remained intact and not impacted by the fire. This barn was approximately 50 feet by 30 feet, and approximately 40 feet high. A picture of the barn is included in Attachment A from an inspection of the property in August 2014. The barn was demolished and the demolition waste burned between April 13, 2015 and April 21, 2015. A garage on the property was also demolished and burned sometime in April, based on statements made by the complainant.

The ash pile which remained from the burning of the demolition debris from the barn was approximately five cubic yards and contained nails and other fasteners from the barn. Also within the foundation of the burned barn there were two tires rims and other waste which

resulted from the open burning of this demolition waste. There were also piles of scrap metal, concrete and other debris scattered around the property as well (an estimated 10 cubic yards). Photos #1-2 zoom view.

I mentioned to Mr. Kehl that burning the demolition waste from the barn was in violation of the Illinois Environmental Protection Act (Act) and that the waste should have been disposed of at a permitted landfill.

We also discussed the large pile of logs on site and that these would need to be processed for firewood to be used as fuel for the home, but cannot be burned as a method of disposal since the material was not generated on-site. I also mentioned that the mulch would need to be used for landscaping around the property or land applied according to IEPA regulations. Mr. Kehl stated that the mulch in the piles was drying and that his plan was to use the mulch for trees he intended to plant around his property. Photo #3. The complainant stated that Mr. Kehl frequently hauled in logs, stumps, roots, and branches and some of that is burned for disposal.

Mike Reibel from Ogle County Planning and Zoning discussed some zoning issues regarding running a business from the property, storage of vehicles, the piles of logs visible from the road, and the proper procedures for tearing a structure down and replacing structures.

I left the site at 3:15 PM

Alleged Violations

1. Cause, threaten, or allow air pollution in Illinois (415 ILCS 5/9(a))

The OCSWMD alleges this violation since the demolition debris from the garage and barn were openly burned thereby reducing the debris to a relatively small pile of ash and other debris.

2) Cause or allow open burning of refuse (415 ILCS 5/9(c))

The OCSWMD alleges this violation due to the fact that the Respondent admitted burning the waste created from the demolition of the barn and the visual evidence on-site of open burning, including the ash pile, burned waste inside the foundation, and soot on the foundation. A garage on site was also demolished and burned.

3) Cause or allow open dumping of any waste (415 ILCS 5/21 (a))

The OCSWMD alleges this violation since the Respondent consolidated refuse from the demolished garage and barn and other sources and placed this waste on his property to be burned. In addition, stumps, roots, logs, branches and other woody waste are hauled in from off-site and dumped on the property to accumulate or be burned.

4) Conduct any waste-storage, waste-treatment, or waste-disposal operation (1) without a permit, and (2) in violation of any regulations or standards adopted by the

Board (415 ILCS 5/21 (d) (1) & (2)).

The OCSWMD alleges this violation due to the dumping and burning of the debris from the garage and barn for disposal, and the other debris from the barn and ash pile from the barn still remaining on-site. The site has no permit from the Agency to conduct such activities.

- 5) Dispose, treat, store, or abandon any waste, or transport any waste into the state at/to sites not meeting requirements of Act and regulations (415 ILCS 5/21 (e)).**

The OCSWMD alleges this violation due to the fact that Respondents' property is being used for waste storage, treatment, and disposal due to the fact that a significant amount of building materials were and other waste were dumped and burned on-site for disposal. The site has no permit from the Agency to conduct such activities.

- 6) Cause or allow the open dumping of any waste in a manner which results in any of the following occurrences at the dump site: (1) litter; (3) open burning; and (7) deposition of (i) general construction or demolition debris as defined in Section 3.160 (a) of the Act, and (ii) clean construction or demolition debris as defined in Section 3.160(b) of the Act (415 ILCS 5/21 (p)(1), (3) & (7)).**

The OCSWMD alleges these violations due to scrap metal and concrete scattered about the property, the dumping and burning of construction/ demolition debris from the garage and barn, the debris inside the foundation which resulted from open burning, and the ash pile on-site. In addition, landscape waste from off-site was being hauled in and dumped and burned.

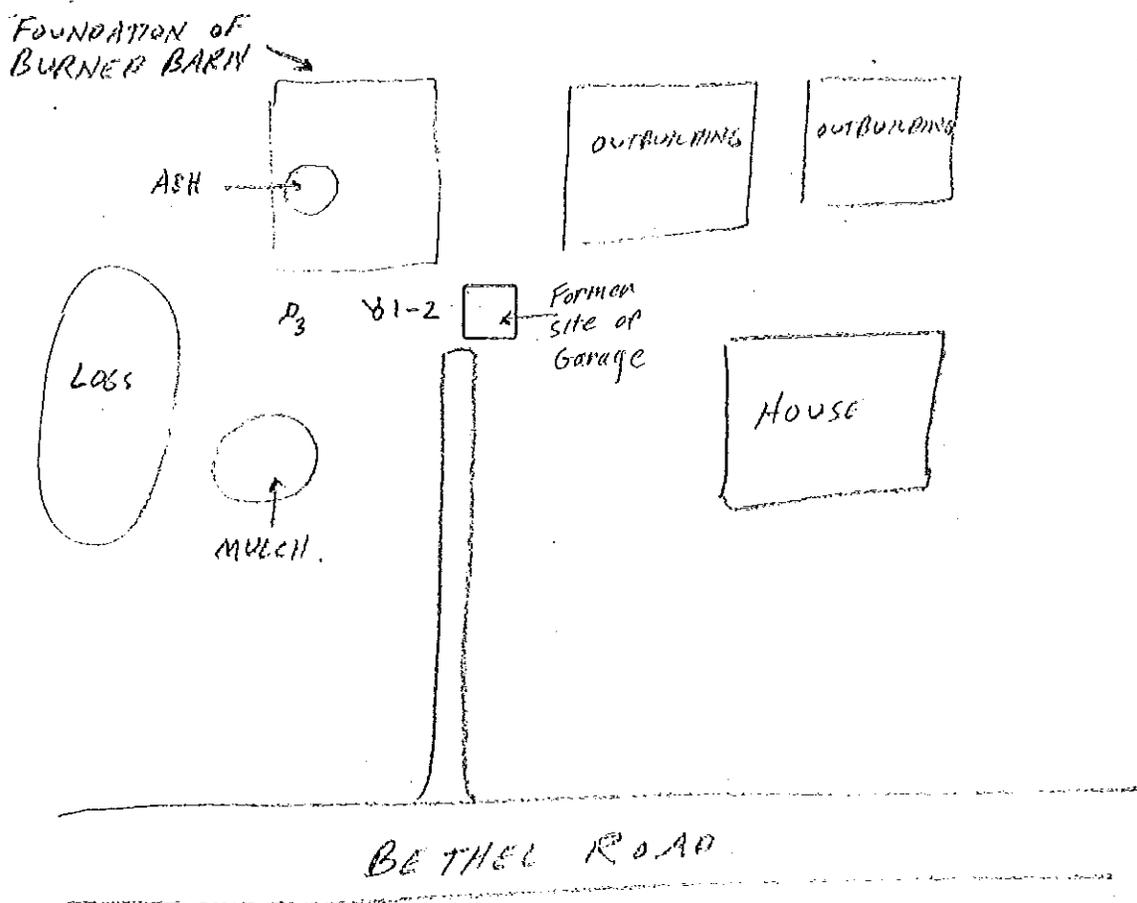
State of Illinois
Environmental Protection Agency

SITE SKETCH FORM

Date of Inspection: 04/22/15 Inspector: PAUL COONEY

Site Code: 1418230032 County: Ogle County

Site Name: ROCHELLE/KEHL, KEITH Time: 2:42 PM - 3:15 PM



↑
North

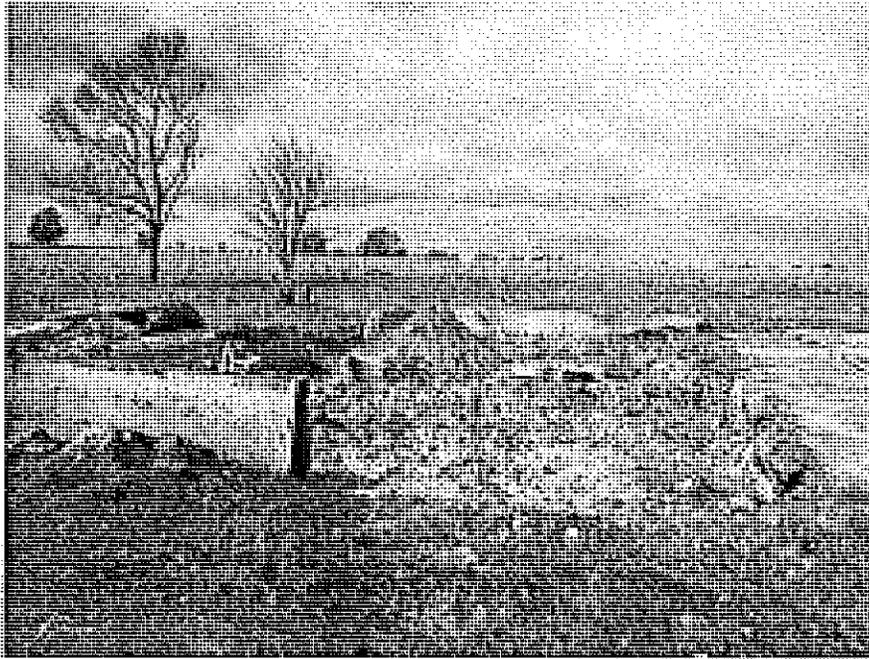
Not drawn to scale

Numbers denote photo location & direction



DIGITAL PHOTOGRAPHS

File Names: 1418230032 ~ 04222015



Date: 04/22/2015
Time: 2:44 pm
Direction: N
Photo by: Paul Cooney
Exposure #: 0001
Comments: Foundation of former
barn, ash pile, burned waste within
foundation.

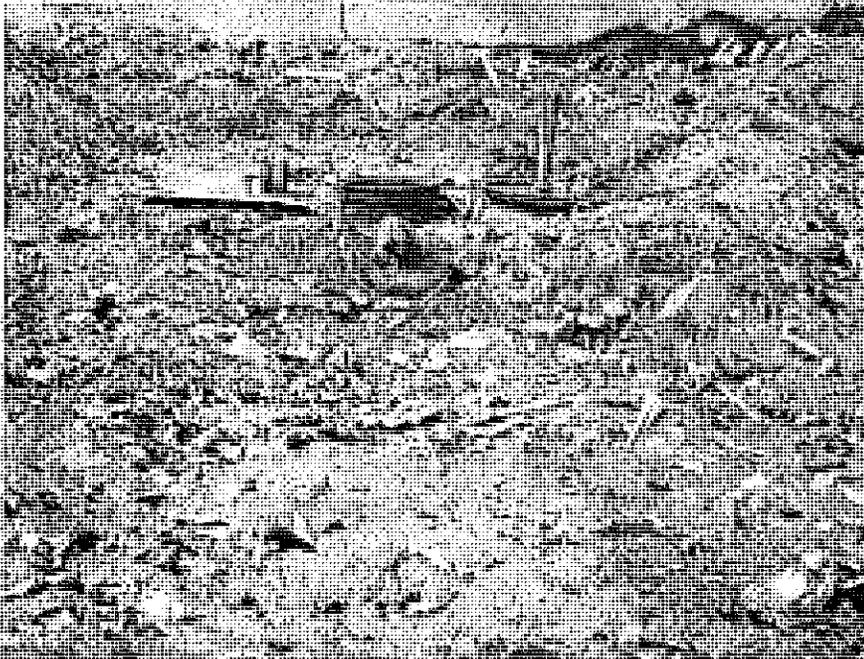


Date: 04/22/2015
Time: 2:44 am
Direction: NE
Photo by: Paul Cooney
Exposure #: 0002
Comments: Piles of waste in
background, overhead door spring,
burn barrel, foundation of former
barn, and other burned waste.



DIGITAL PHOTOGRAPHS

File Names: 1418230032 ~ 04222015



Date: 04/22/2015
Time: 2:44 pm
Direction: N
Photo by: Paul Cooney
Exposure #: 0001Z1
Comments: Zoom shot of photo 00001 showing two tire rims, burned scrap metal, and other waste within the foundation of the former barn.



Date: 04/22/2015
Time: 2:44 pm
Direction: NE
Photo by: Paul Cooney
Exposure #: 0002Z1
Comments: Zoom shot of photo 00002 showing large piles of scrap metal lying to the east of the foundation of the former barn.



Illinois Environmental Protection Agency
Bureau of Land

LPC #1418230032 — Ogle County
Site: Kehl, Keith

DIGITAL PHOTOGRAPHS

File Names: 1418230032 ~ 04222015



Date: 04/22/2015
Time: 2:44 pm
Direction: N
Photo by: Paul Cooney
Exposure #: 0002Z2
Comments: Zoom shot number two of photo #0002 showing large pile of assorted waste to the north of the foundation of the former barn.



Date: 04/22/2015
Time: 2:44 pm
Direction: NE
Photo by: Paul Cooney
Exposure #: 0001Z2
Comments: Zoom shot number two of photo #0001 showing large ash pile, concrete pieces and other waste within the foundation of the former barn.



Illinois Environmental Protection Agency
Bureau of Land

LPC #1418230032 — Ogle County
Site: Kehl, Keith

DIGITAL PHOTOGRAPHS

File Names: 1418230032 ~ 04222015

Date: 04/22/2015

Time: 2:45 pm

Direction: S

Photo by: Paul Cooney

Exposure #: 0003

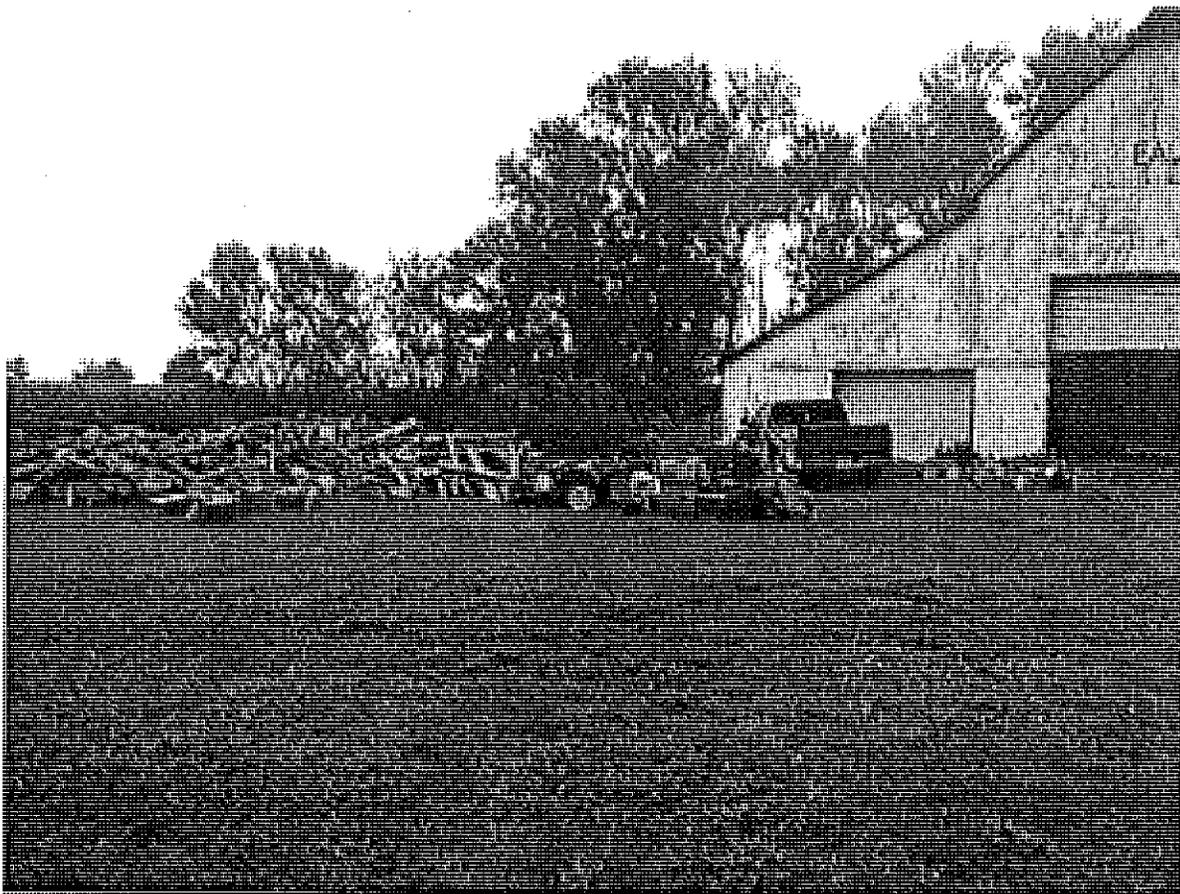
Comments: Large log piles and pile of mulch to the west of house. Mr. Kehl is in the tree-trimming and removal business and claims the wood and wood chips will be used by him on the property.



Kehl, Keith
LPC# 1418230032
04/22/2015
Attachment A

Site Name: Kehl, Keith
Site #: 1418230032

Barn, from an August 2014 inspection report photo. The barn caught fire on April 13, 2015, and the Ogle-Lee Fire Protection District responded to and extinguished the fire. It was largely contained to the west side of the structure, which, in this photo, is the portion of the barn nearest the vehicle. The April 13th fire destroyed the west wall of the barn and the roof over the small overhead door, but advanced no further. Mr. Kehl demolished this structure and burned the debris sometime between April 13, 2015 and April 21, 2015.



NOTICE OF CORRECTIVE ACTION REQUIRED FOR OPEN DUMPS

COUNTY OF OGLE

Facility # 1418230032- Ogle County

Facility Name: Kehl, Keith

Complainant,

COMPLIANCE FILE

v.

AC 15-

KEITH KEHL,

Respondent.

WARNING: CORRECTIVE ACTION REQUIRED

To contest the Administrative Citation you have received you must follow the instructions provided in the Administrative Citation. You may be served with additional Administrative Citations if you fail to complete the following corrective actions, and are found to be in violation of Section 21(p) of the [Illinois] Environmental Protection Act (Act). Additional inspection(s) will be conducted to verify cleanup and compliance.

**YOU MUST COMPLETE THE
FOLLOWING CORRECTIVE ACTIONS:**

- #1 Immediately cease all open dumping and open burning of municipal waste. Municipal waste is defined in section 3.290 of the Act as "garbage, general household and commercial waste, industrial lunchroom or office waste, landscape waste, and construction or demolition debris."
- #2 By June 26, 2015, remove all municipal waste to an IEPA-permitted landfill, transfer station, or compost facility. Scrap metal not disposed at a landfill can be taken to a scrap metal facility or recycling center. Clean construction and demolition debris may be used as clean fill according to IEPA regulations.
- #3 By June 26, 2015, remove all landscape waste/trade waste (landscape waste not generated on the property and resulting from the tree trimming business) to an IEPA permitted compost facility or process this waste into mulch to be sold or properly land-applied according to IEPA regulations, or used in a timely fashion on the property. Open burning of this waste is prohibited. Logs greater than 2 inches in diameter, free of leaves, may be processed and used for fuel for sale or home use. Logs must be processed into a usable resource in a timely fashion, must not be speculatively accumulated, and must not be left to degrade and become a waste. Please note that these activities may be restricted by Ogle County Zoning laws & regulations.

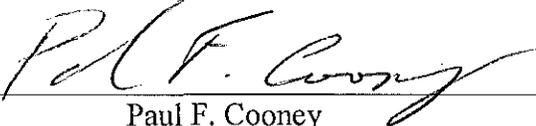
- #4 Only landscape waste generated on the property may be burned as a method of disposal. If this waste is to be burned, the material must be dry, atmospheric conditions must readily dissipate smoke produced, the fire must be hot so waste burns, and not allowed to smolder. The fire must be monitored at all times. Smoke must not interfere with a roadway or impinge on others' quality of life.
- #5 By July 1, 2015, submit to the OCSWMD copies of receipts that document the proper disposal or recycling of the wastes.

Any written response submitted in reply to the corrective action requirements of this notice must be sent to:

Ogle County Solid Waste Management Department
909 W. Pines Road
Oregon, IL 61061

On any correspondence you send concerning this matter, please reference the IEPA designated facility number and facility name listed on the first page of this notice.

Should you have any questions concerning this notice or need further assistance contact OCSWMD at 815-732-4020.



Paul F. Cooney
Solid Waste Management Specialist
Date: 06/16/2015

STATE OF ILLINOIS)
) SS
COUNTY OF OGLE)

The undersigned being first duly sworn on oath, depose and state that a copy of the foregoing Administrative Citation with attachments was served upon the following:

Keith A. Kehl
11890 Bethel Rd.
Rochelle, IL 61068

by enclosing the same in an envelope addressed to such party at his/her above address by certified mail return receipt requested with the postage fully prepaid, by depositing said envelope in a United States Post Office mailbox in Oregon, Illinois, on the 10th day of June, 2015 and by sending said Administrative Citation with attachments to the Ogle County Sheriff for personal service on the above named party.

Quotera K. Eged

Subscribed and sworn before me
this 10th day of June, 2015.

C Bonte
Notary Public



7012 3460 0001 1976 5459

OFFICIAL USE	
Postage \$	6/16/15 Postmark Here
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Sent To <u>Keith Kehl</u>	
Street, Apt. No. or PO Box No. <u>11890 Bethel Rd.</u>	
City, State, ZIP+4 <u>Rochelle IL 61068</u>	
PS Form 3800, August 2000 See Reverse for Instructions	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> <u>Damia Kehl</u> <input type="checkbox"/> Address</p> <p>B. Received by (Printed Name) <u>D. KEHL</u> C. Date of Delivery <u>6/18</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>
1. Article Addressed to: <u>Keith Kehl</u> <u>11890 Bethel Rd.</u> <u>Rochelle IL 61068</u>	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
2. Article Number (Transfer from service label) <u>7012 3460 0001 1976 5459</u>	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

STATEMENT FOR PROCESS SERVICE

Date: 06/19/2015

Attorney/Orig: Ogle County States Attorney
105 S 5th St
Oregon IL 61061

Case # 201500000593 **Plaintiff** County Of Ogle **Defendant** Keith A Kehl

Party # 001 **Process Type**

Name Kehl, Keith

Trans Date	Trans Type	Amount	Balance
06/19/2015	SERVICE	\$45.00	\$45.00
06/19/2015	Return Fee	\$15.00	\$60.00
06/19/2015	Flagg \$20.00	\$20.00	\$80.00

Please pay ending Balance **\$80.00** n/c

MAKE CHECK PAYABLE TO: **OGLE COUNTY SHERIFF**
103 JEFFERSON STREET
OREGON, IL 61061
