

GABRIEL

Environmental Services

November 15, 2007

Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601

Attention: Mr. Don Brown

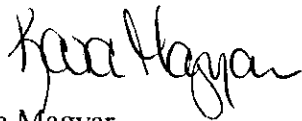
RE: LPC #0316305181 – Cook County
Chicago/Estate of William Eggert, Sr.
3917 South California
Leaking UST Incident No. 20051557
Leaking UST Fiscal File

Mr. Brown,

Attached is the requested October 10, 2007 denial letter and a \$75 check to proceed with the appeal process.

For any other questions or concerns relating to the appeal process please contact Mr. John Polich at 773-486-2123.

Sincerely,



Kara Magyar
Project Assistant

RECEIVED
CLERK'S OFFICE

NOV 19 2007

STATE OF ILLINOIS
Pollution Control Board

ORIGINAL

P4B08-35
RESERVED

Chicago

1421 N. Elston Avenue
Chicago, Illinois 60622
Phone (773) 486-2123
Fax (773) 486-0004

Rockford

7431 E. State Street
#225
Rockford, IL 61108
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Phone (219) 972-1110
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SE Wisconsin

1500 S. Sylvania Avenue
Suite 112
Sturtevant, WI 53177
Phone (262) 886-9505
Fax (262) 886-9510



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 13-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLACOFMICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

217/782-6762

OCT 10 2007

CERTIFIED MAIL #

7007 0220 0000 0151 5910

Estate of William Eggert
Attention: William Eggert
9545 122nd Way
Seminole, Florida 33772

Re: LPC #0316305181 -- Cook County
Chicago/Estate of William Eggert, Sr.
3917 South California
Leaking UST Incident No. 20051557
Leaking UST FISCAL FILE

Dear Mr. Eggert:

The Illinois Environmental Protection Agency has completed the review of your application for payment from the Underground Storage Tank Fund for the above-referenced Leaking UST incident pursuant to Section 57.8(a) of the Illinois Environmental Protection Act (Act), and 35 Ill. Adm. Code 732, Subpart F. This information is dated April 30, 2007 and was received by the Agency on May 2, 2007. The application for payment covers the period from March 12, 2006 to June 13, 2006. The amount requested is \$4,990.00.

The deductible amount for this claim is \$10,000.00, which was previously deducted from the billing submittal received by the Agency on April 2, 2007 for \$14,586.30. There are costs from this claim that are not being paid. Listed in Attachment A are the costs that are not being paid and the reasons these costs are not being paid.

On May 2, 2007, the Agency received your application for payment for this claim. As a result of the Agency's review of this application for payment, a voucher cannot be prepared for submission to the Comptroller's office for payment. Subsequent applications for payment that have been/are submitted will be processed based upon the date complete subsequent application for payment requests are received by the Agency. This constitutes the Agency's final action with regard to the above application(s) for payment.

An underground storage tank owner or operator may appeal this final decision to the Illinois Pollution Control Board (Board) pursuant to Section 57.8(i) and Section 40 of the Act by filing a petition for a hearing within 35 days after the date of issuance of the final decision. However, the 35-day period may be extended for a period of time not to exceed 90 days by written notice from the owner or operator and the Illinois EPA within the initial 35-day appeal period. If the applicant wishes to receive a 90-day extension, a written request that includes a statement of the

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60120 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5461
BUREAU OF LAKE - PEORIA - 7610 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61810 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINGSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 345-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

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date the final decision was received, along with a copy of this decision, must be sent to the Illinois EPA as soon as possible.

For information regarding the filing of an appeal, please contact:

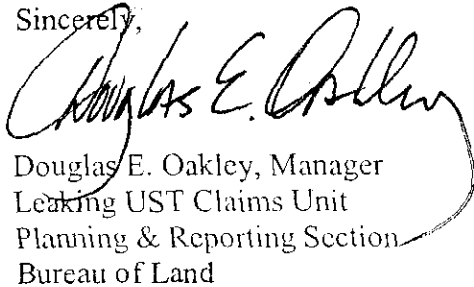
Dorothy Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
312/814-3620

For information regarding the filing of an extension, please contact:

Illinois Environmental Protection Agency
Division of Legal Counsel
1021 North Grand Avenue East
Springfield, Illinois 62794-9276
217/782-5544

If you have any questions or require further assistance, please contact Niki Weller of my staff at 217/782-6762.

Sincerely,



Douglas E. Oakley, Manager
Leaking UST Claims Unit
Planning & Reporting Section
Bureau of Land

DEO:NW:bjh\07876.doc

Attachment

cc: Gabriel Environmental Services

Attachment A
Accounting Deductions

Re: LPC # 0316305181 -- Cook County
Chicago/Estate of William Eggert, Sr.
3917 South California
Leaking UST Incident No. 20051557
Leaking UST Fiscal File

Citations in this attachment are from the Environmental Protection Act (Act), as amended by Public Act 92-0554 on June 24, 2002, and 35 Illinois Administrative Code (35 Ill. Adm. Code).

Item # Description of Deductions

1. None of the costs incurred from January 17, 2006 to June 13, 2006 are eligible for reimbursement. To be considered for reimbursement, early action activities must be performed within 45 days after initial notification to the Illinois Emergency Management Agency of a release plus 14 days. The costs in question were not incurred within the time allowed for reimbursement. Such costs are ineligible for payment from the Fund pursuant to 35 Ill. Adm. Code 734.210(g). In addition, such costs are not approved pursuant to Section 57.7(c)(3) of the Act because they are not site investigation or corrective action costs.

Based upon the above deduction, a deduction of \$4,990.00 was made.

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