



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 11-300, CHICAGO, IL 60601 – (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

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

RECEIVED  
CLERK'S OFFICE  
DEC 14 2007  
STATE OF ILLINOIS  
Pollution Control Board  
ORIGINAL  
AC08-11

December 11, 2007

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

Re: Illinois Environmental Protection Agency v. Ken and Ella Cook  
IEPA File No. 336-07-AC; 1990405076—Williamson County

Dear Mr. Therriault:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

Michelle M. Ryan  
Assistant Counsel

Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 KEN and ELLA COOK, )  
 )  
 Respondents. )

ORIGINAL  
 AC 08-11

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 STATE OF ILLINOIS  
 Pollution Control Board

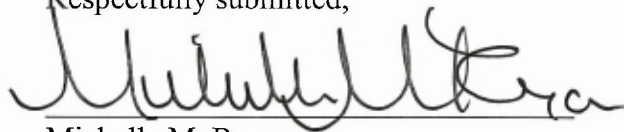
(IEPA No. 336-07-AC)

NOTICE OF FILING

To: Ken and Ella Cook  
 713 N 13<sup>th</sup> Street  
 Herrin, IL 62948

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST.

Respectfully submitted,



Michelle M. Ryan  
 Assistant Counsel

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

Dated: December 11, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

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DEC 14 2007  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
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Complainant, )  
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v. )  
 )  
KEN and ELLA COOK, )  
 )  
 )  
 )  
 )  
Respondents. )

AC 08-11  
(IEPA No. 336-07-AC)

ORIGINAL

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2006).

FACTS

1. That Ken and Ella Cook are the present owners ("Respondents") of a facility located at 1607 North Park in Herrin, Williamson County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Herrin/Cook.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1990405076.
3. That Respondents have owned said facility at all times pertinent hereto.
4. That on November 15, 2007, Phillip Fatka of the Illinois Environmental Protection Agency's Marion Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

## VIOLATIONS

Based upon direct observations made by Phillip Fatka during the course of his November 15, 2007 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondents caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2006).
  
- (2) That Respondents caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2006).

## CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2006), Respondents are subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Three Thousand Dollars (\$3,000.00). If Respondents elect not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than January 31, 2008, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondents elect to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2006), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing,

Respondents shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

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

When payment is made, Respondents' check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondents shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondents from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondents in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

Respondents have the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2006). If Respondents elect to contest this Administrative Citation, then Respondents shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.

Douglas P. Scott  
Douglas P. Scott, Director *by me*  
Illinois Environmental Protection Agency

Date: 12/11/07

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

REMITTANCE FORM

RECEIVED  
CLERK'S OFFICE  
DEC 14 2007  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
Complainant, ) ORIGINAL  
v. )  
KEN and ELLA COOK, )  
Respondents. )

AC 08-11  
(IEPA No. 336-07-AC)

FACILITY: Herrin/Cook

SITE CODE NO.: 1990405076

COUNTY: Williamson

CIVIL PENALTY: \$3,000.00

DATE OF INSPECTION: November 15, 2007

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

ORIGINAL

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

DEC 14 2007

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 Ken & Ella Cook )  
 1990405076 – Williamson County )  
 Herrin/Cook )  
 )  
 Respondent. )

IEPA DOCKET NO.

AC08-11

AFFIDAVIT

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

1. Affiant is a field inspector employed by the Land Pollution Control Division of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
  
2. On November 15, 2007, between 10:00am and 10:15am, Affiant conducted an inspection of a disposal site operated by Ken & Ella Cook, located in Williamson County, Illinois, and known as Herrin/Cook by the Illinois Environmental Protection Agency. Said site has been assigned site code number 1990405076 by the Agency.
  
3. Affiant inspected said open dumping site by an on-site inspection which included walking and photographing the site.

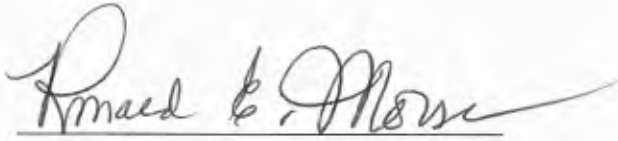


4. As a result of the material actions referred to in paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said open dumping site.



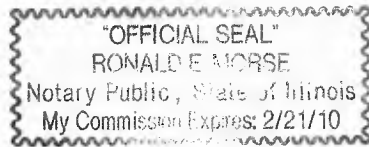
Subscribed and Sworn to before me

this 27<sup>th</sup> day of November, 2007



Notary Public

PWF



**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**  
**Open Dump Inspection Checklist**

*AC08-11*

County: Williamson LPC#: 1990405076 Region: 7 - Marion  
 Location/Site Name: Herrin/Cook  
 Date: 11/15/2007 Time: From 10:00am To 10:15am Previous Inspection Date: 01/18/2007  
 Inspector(s): P. Fatka Weather: ~45F, sunny, clear  
 No. of Photos Taken: # 15 Est. Amt. of Waste: 350 yds<sup>3</sup> Samples Taken: Yes #      No   
 Interviewed:      Complaint #: C-07-024  
 Latitude: 37.81758 Longitude: 89.02817 Collection Point Description: Site Entrance -  
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Other Interpolation - previous inspection

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

Ken & Ella Cook  
 713 N 13<sup>th</sup>  
 Herrin, IL 62948

ORIGINAL

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**STATE OF ILLINOIS**  
**Pollution Control Board**

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

LPC # 1990405076

Inspection Date: 11/15/2007

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input checked="" type="checkbox"/>
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(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"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
10.	812.101(a)	<b>FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL</b>	<input checked="" type="checkbox"/>
11.	722.111	<b>HAZARDOUS WASTE DETERMINATION</b>	<input type="checkbox"/>
12.	808.121	<b>SPECIAL WASTE DETERMINATION</b>	<input type="checkbox"/>
13.	809.302(a)	<b>ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST</b>	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
14.		<b>APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:</b>	<input type="checkbox"/>
15.	<b>OTHER:</b>		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

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

**Illinois Environmental Protection Agency**  
**Narrative Inspection Report**

**Site #: 1990405076**

**Date: 11-15-07**

**County: Williamson**

**Inspector: P. Fatka**

**Subject: Herrin/Cook**

**Complaint #: C-07-024**

**General Remarks**

**G.P.S.: N 37.81758 W 89.02817**

**Time: 10:00am – 10:15am**

**Volume of waste found at site: ~350 yd<sup>3</sup>**

**Owner of Property: Ken & Ella Cook**

**Weather: ~45°F, sunny, clear**

**Soil Conditions: normal**

This inspection was made as a follow-up to the Jan. 18, 2007 inspection by S. Williams of this office. The site is located at 1607 N Park in Herrin, Illinois and occupies lots 2-19-202-002,003, & 004. The site was easily accessed by North Park. This inspector went to knock on the door and noticed that occupancy of the site had been prohibited by the City of Herrin on 3-9-07. No one made any attempt to inquire about my presence at the site. Fifteen (15) pictures were taken of the waste, which consisted of general construction and demolition debris (GC/DD), household items, and general refuse. A roll-off box was present, and appeared to be roughly 1/3 full of GC/DD and general refuse. The remaining waste was broken into three piles; a fenced area to the south of the building that was estimated by pacing to be about 8yd by 13yd, the fenced in area to the west of the building that was approximately 8yd by 40 yd, and a pile north of the building and east of the roll-off box that was roughly 10yd by 5yd. A semi-truck trailer was in the area west of the building with materials underneath it. Two accumulations were covered by tarps, and some materials had been placed in containers or stored off the ground. Generally the items at this site were otherwise left unprotected and exposed to the elements. The amount and type of waste at this site indicates that it has been consolidated from off-site. The cardboard boxes of household items found in previous inspections are no longer in evidence, but there seems to be more GC/DD in this inspection than in previous ones. It is difficult to tell if any improvement has been made at this site, and it appears to have more waste than in previous inspections. No receipts for disposal have been received by this office.

The following conditions, which constitute violations, were observed:

**Illinois Environmental Protection Act Requirements:**

- 1. 21(a) Cause or allow open dumping**
- 2. 21(d) Conduct any waste-storage, waste-treatment, or waste-disposal operation:**

- (1) Without a permit
- (2) In violation of any regulations or standards adopted by the Board
- 3. 21(e) Dispose, treat, store, or abandon any waste or transport any waste into the State at/to sites not meeting requirements of Act
- 4. 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
  - (7) Deposition of general construction or demolition debris or clean construction or demolition debris

### **35 Illinois Administrative Code Requirements Subtitle G**

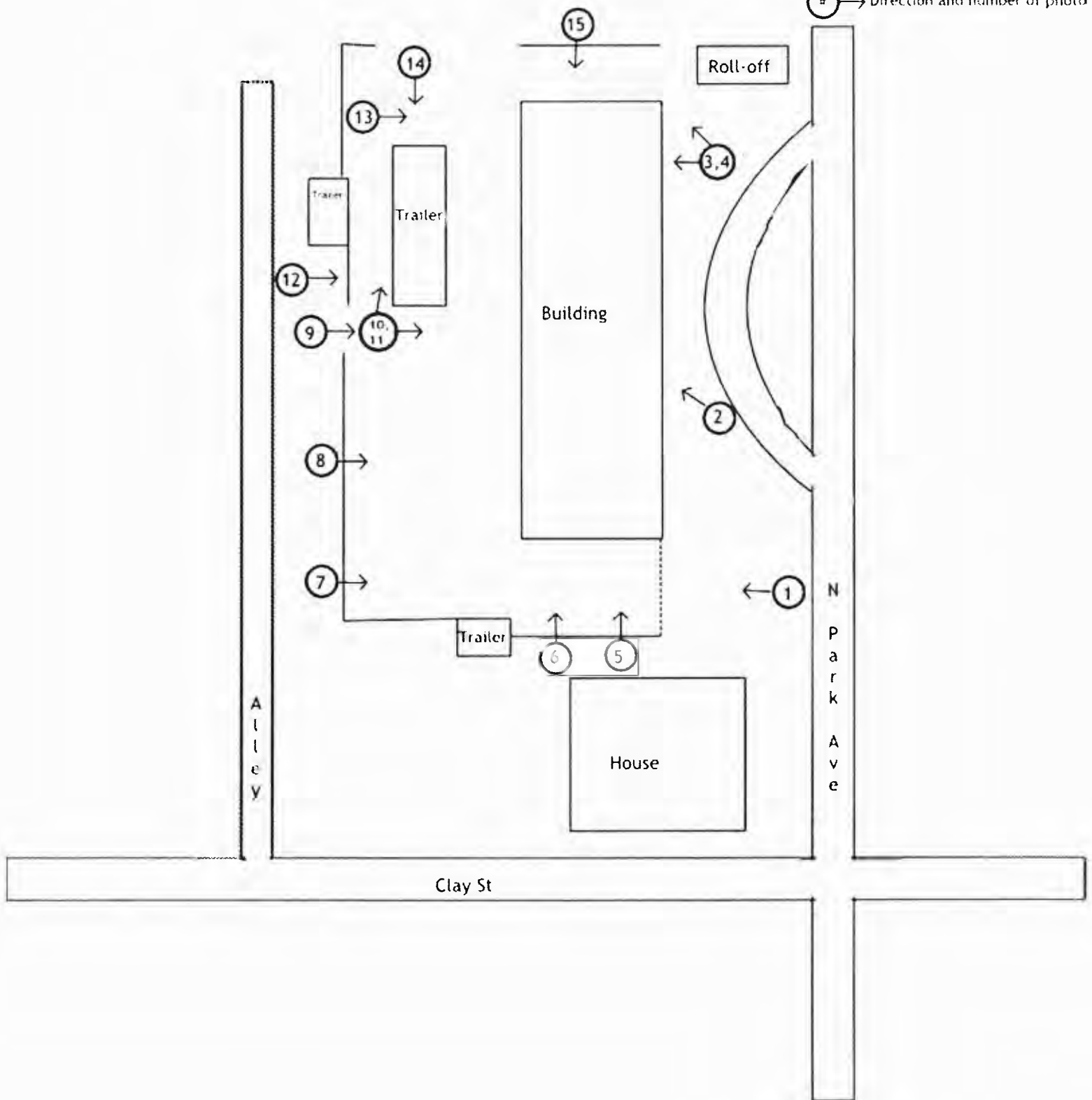
- 5. 812.101(a) Failure to submit an application for a permit to develop and operate a landfill

**Findings:** This site seems to be unimproved from previous inspections. While fewer boxes of household items were present, more GC/DD appeared to be on site. The amount of waste present indicates that it is being consolidated from off site. No disposal receipts have been received by this office. The ownership of the site was confirmed at the William County Assessors Office.

Not to scale  
All locations approximate

↑  
N

① → Direction and number of photo





## DIGITAL PHOTOGRAPHS



**Date:** 11-15-07  
**Time:** 10:05am  
**Direction:** W  
**Photo by:** P. Fatka  
**Exposure #:** 001  
**Comments:** General debris and fenced area south of building.



**Date:** 11-15-07  
**Time:** 10:05am  
**Direction:** NW  
**Photo by:** P. Fatka  
**Exposure #:** 002  
**Comments:** Front of building. Both awnings are filled with GC/DD partially protected from the elements.

**File Names:** 1990405076~11152007-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 11-15-07  
Time: 10:07am  
Direction: W  
Photo by: P. Fatka  
Exposure #: 003  
Comments: Boxed household items in front of and partially blocking the door. The sign below the 1607C is an official notice barring occupancy at this site.



Date: 11-15-07  
Time: 10:07am  
Direction: NW  
Photo by: P. Fatka  
Exposure #: 004  
Comments: General debris and the roll-off box.

File Names: 1990405076~11152007-[Exp. #].jpg





**DIGITAL PHOTOGRAPHS**



**Date:** 11-15-07  
**Time:** 10:09am  
**Direction:** N  
**Photo by:** P. Fatka  
**Exposure #:** 005  
**Comments:** GC/DD in the area south of the building.



**Date:** 11-15-07  
**Time:** 10:10am  
**Direction:** NE  
**Photo by:** P. Fatka  
**Exposure #:** 006  
**Comments:** GC/DD and commercial shelving in the area south of the building.

**File Names:** 1990405076~11152007-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 11-15-07  
Time: 10:10am  
Direction: E  
Photo by: P. Fatka  
Exposure #: 007  
Comments: View from  
over the makeshift fence  
showing GC/DD.



Date: 11-15-07  
Time: 10:11am  
Direction: E  
Photo by: P. Fatka  
Exposure #: 008  
Comments: GC/DD and  
household items in the  
area west of the building.

File Names: 1990405076~11152007-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



**Date:** 11-15-07  
**Time:** 10:11am  
**Direction:** E  
**Photo by:** P. Fatka  
**Exposure #:** 009  
**Comments:** View from the gap in the makeshift fence. Burn barrels, GC/DD, and the semi trailer are visible.



**Date:** 11-15-07  
**Time:** 10:11am  
**Direction:** S  
**Photo by:** P. Fatka  
**Exposure #:** 010  
**Comments:** GC/DD piles. Photo was taken at eye level, indicating that this pile is at least 5' tall.

**File Names:** 1990405076~11152007-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



**Date:** 11-15-07  
**Time:** 10:12am  
**Direction:** N  
**Photo by:** P. Fatka  
**Exposure #:** 011  
**Comments:** GC/DD. The items under the trailer are partially protected from the elements, but the rest are wholly exposed. More commercial shelving is visible in this shot.



**Date:** 11-15-07  
**Time:** 10:12am  
**Direction:** SE  
**Photo by:** P. Fatka  
**Exposure #:** 012  
**Comments:** Historical burn pile and GC/DD.

**File Names:** 1990405076~11152007-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 11-15-07  
Time: 10:13am  
Direction: E  
Photo by: P. Fatka  
Exposure #: 013  
Comments: View east from the north of the trailers. Boxed household goods seen in the 1/18/07 inspection are no longer visible, but larger household items appear to be in the location the boxes occupied.



Date: 11-15-07  
Time: 10:13am  
Direction: S  
Photo by: P. Fatka  
Exposure #: 014  
Comments: GC/DD and household items north of the trailer.

File Names: 1990405076~11152007-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



**Date:** 11-15-07  
**Time:** 10:13am  
**Direction:** S  
**Photo by:** P. Fatka  
**Exposure #:** 015  
**Comments:** Household items and general debris north of the building.

**Date:**  
**Time:**  
**Direction:**  
**Photo by:**  
**Exposure #:**  
**Comments:**

No Photograph.

**File Names:** 1990405076~11152007-[Exp. #].jpg

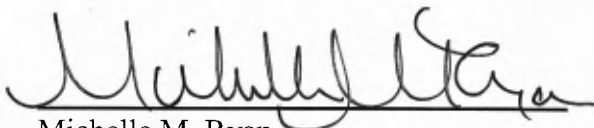
**PROOF OF SERVICE**

I hereby certify that I did on the 11th day of December 2007, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Ken and Ella Cook  
713 N 13<sup>th</sup> Street  
Herrin, IL 62948

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid

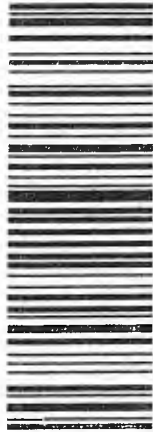
To: John Therriault, Clerk  
Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601



Michelle M. Ryan  
Assistant Counsel

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

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.  
**CERTIFIED MAIL™**



7004 2510 0001 8619 0671  
 7004 2510 0001 8619 0671

U.S. Postal Service™ SK:BOL:DLC:#21  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information, visit our website at [www.usps.com](http://www.usps.com).  
**OFFICIAL USE**

Postage \$		Postmark Here
Certified Fee	2.65	
Return Receipt Fee (Endorsement Required)	2.15	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees \$		

Send To  
 Ken & Ella Cook  
 Street, Apt. No., or PO Box No. 713 N. 13th St.  
 City, State, ZIP+4 Herrin, IL 62948

**SENDER: COMPLETE THIS SECTION**

- 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.

1. Article Addressed to:

Ken & Ella Cook  
 713 N. 13th St.  
 Herrin, IL 62948

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from st) 7004 2510 0001 8619 0671



bcc: Susan Konzelmann, DLC #21  
Mike Davison, Division of Land Pollution Control #24  
Division of Land Pollution Control File Room #24 (Compliance File)  
Herrin/Cook  
1990405076—Williamson County  
Phillip Fatka, Marion Regional Office

## INFORMATIONAL NOTICE !!!

**IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.**

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

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

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