



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-9817

JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6161

Patrick Quinn, Governor

DOUGLAS P. SCOTT, DIRECTOR

RECEIVED  
CLERK'S OFFICE

JUN 01 2009

STATE OF ILLINOIS  
Pollution Control Board

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

May 29, 2009

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

A 209-50

ORIGINAL

Re: Illinois Environmental Protection Agency v. Floyd Burns  
IEPA File No.104-09-AC; 0558025006—Franklin 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

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JUN 01 2009

STATE OF ILLINOIS  
Pollution Control Board

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
FLOYD BURNS, )  
 )  
Respondent. )

AC 09-50  
(IEPA No. 104-09-AC)

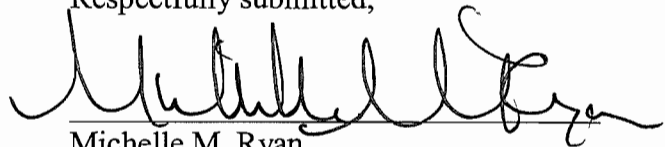
ORIGINAL

NOTICE OF FILING

To: Floyd Burns  
409 S Stuyvesant  
P.O. Box 1593  
Benton, IL 62812

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: May 29, 2009

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

RECEIVED  
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JUN 01 2009

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
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v. )  
 )  
FLOYD BURNS, )  
 )  
 )  
 )  
 )  
Respondent. )

AC 09-50  
(IEPA No. 104-09-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 Floyd Burns is the current owner and operator ("Respondent") of a facility located at t6115Hill City Road south of Benton, Franklin County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Benton/Burns.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0558025006.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on April 16, 2009, Phillip Fatka of the Illinois Environmental Protection Agency's ("Illinois EPA") 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.

5. That on 5-29-09, Illinois EPA sent this Administrative Citation via Certified Mail No. 7007 3020 0002 3214 3527.

#### VIOLATIONS

Based upon direct observations made by Phillip Fatka during the course of his April 16, 2009 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2006).
- (2) That Respondent 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), Respondent is 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 Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than July 15, 2009, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent elects to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2006), and if the Illinois

Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the 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 Respondent fails to petition or elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

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

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

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

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

  
Douglas P. Scott, Director  
Illinois Environmental Protection Agency

Date: 5/29/09

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

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JUN 01 2009

ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 FLOYD BURNS, )  
 )  
 )  
 )  
 )  
 Respondent. )

AC *09-50* STATE OF ILLINOIS  
 Pollution Control Board  
 (IEPA No. 104-09-AC)

ORIGINAL

FACILITY: Benton/Burns

SITE CODE NO.: 0558025006

COUNTY: Franklin

CIVIL PENALTY: \$3,000.00

DATE OF INSPECTION: April 16, 2009

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

NOTE

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

**RECEIVED**  
CLERK'S OFFICE

JUN 01 2009

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY )  
)  
Complainant, )  
)  
v. )  
)  
Floyd Burns )  
)  
Respondent. )

IEPA DOCKET NO.

ORIGINAL

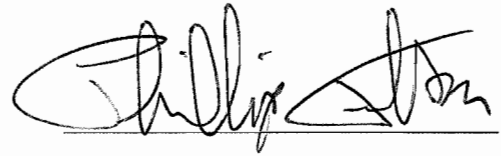
AFFIDAVIT

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 April 16, 2009, between 12:25pm and 12:40pm, Affiant conducted an inspection of a disposal site operated by Floyd Burns, located in Franklin County, Illinois, and known as Benton/Burns by the Illinois Environmental Protection Agency. Said site has been assigned site code number 0558025006 by the Agency.
3. Affiant inspected said open dumping site by an on-site inspection which included walking and photographing the site.

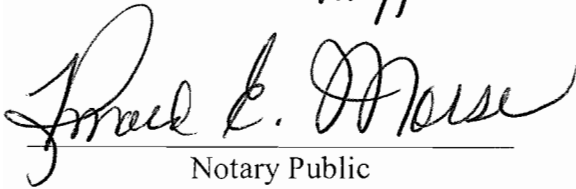


4. As a result of the material actions referred to in paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect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

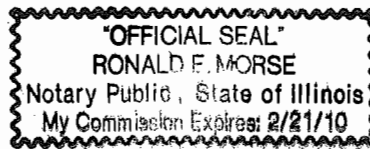


Subscribed and Sworn to before me

this 27<sup>th</sup> day of May, 2009

  
Notary Public

(Initial Block)



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Open Dump Inspection Checklist

County: Franklin      LPC#: 0558025006      Region: 7 - Marion  
 Location/Site Name: Benton/Burns  
 Date: 04/16/2009    Time: From 12:25pm To 12:40pm    Previous Inspection Date: 06/27/2008  
 Inspector(s): P. Fatka      Weather: ~55F, Partly Cloudy  
 No. of Photos Taken: # 29    Est. Amt. of Waste: >1500 yds<sup>3</sup>    Samples Taken: Yes #        No   
 Interviewed: \_\_\_\_\_      Complaint #: C-07-154  
 Latitude: 37.95750    Longitude: -88.93788    Collection Point Description: Site Entrance -  
 (Example: Lat.: 41.26493      Long.: -89.38294)      Collection Method: GPS -

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**CLERK'S OFFICE**  
 JUN 01 2009

Responsible Party  
 Mailing Address(es)  
 and Phone Number(s):  
Floyd Burns  
409 S Stuyvesant  
PO Box 1593  
Benton, IL 62812

STATE OF ILLINOIS  
 Pollution Control Board  
 ORIGINAL

	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 checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 0558025006

Inspection Date: 04/16/2009

	(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)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
13.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
14.		APPARENT VIOLATION OF: ( <input type="checkbox"/> ) PCB; ( <input type="checkbox"/> ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
15.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

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

**Site #: 0558025006**

**Date: 4-16-09**

**County: Franklin**

**Inspector: P. Fatka**

**Subject: Benton/Burns**

**Complaint #: C-07-154**

**General Remarks**

**G.P.S.: N 37.95750 W 88.93788**

**Time: 12:25pm-12:40pm**

**Volume of waste found at site: >1,500 yd<sup>3</sup>**

**Owner of Property: Floyd Burns**

**Weather: ~55°F, Partly Cloudy**

**Soil Conditions: Damp**

This inspection was made as a follow-up to the June 27, 2008 inspection by this office. The site is located at ~6115 Hill City Road south of Benton, Illinois. The site was easily accessed by the aforementioned road. This inspector announced himself at the site, but no one answered or made any attempt to inquire as to my presence on the property. Twenty-nine (29) pictures were taken of the waste, which consisted of abandoned and junk vehicles, a gutted mobile home, general construction or demolition debris (GC/DD), and general refuse. These wastes seemed to cover an area between ¼ and ½ an acre. A small amount of wastes have been removed, namely the majority of the used tires. Less than 10 used tires were observed this inspection. The bulk of the wastes seen in previous inspections remain. Additionally, another area of GC/DD deposition was discovered. This area appeared to cover roughly 250 cubic yards. This accumulation also contained at least 10 rusting 5-gallon containers labeled as Gold Crest Termide, an unrestricted use insecticide.

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**

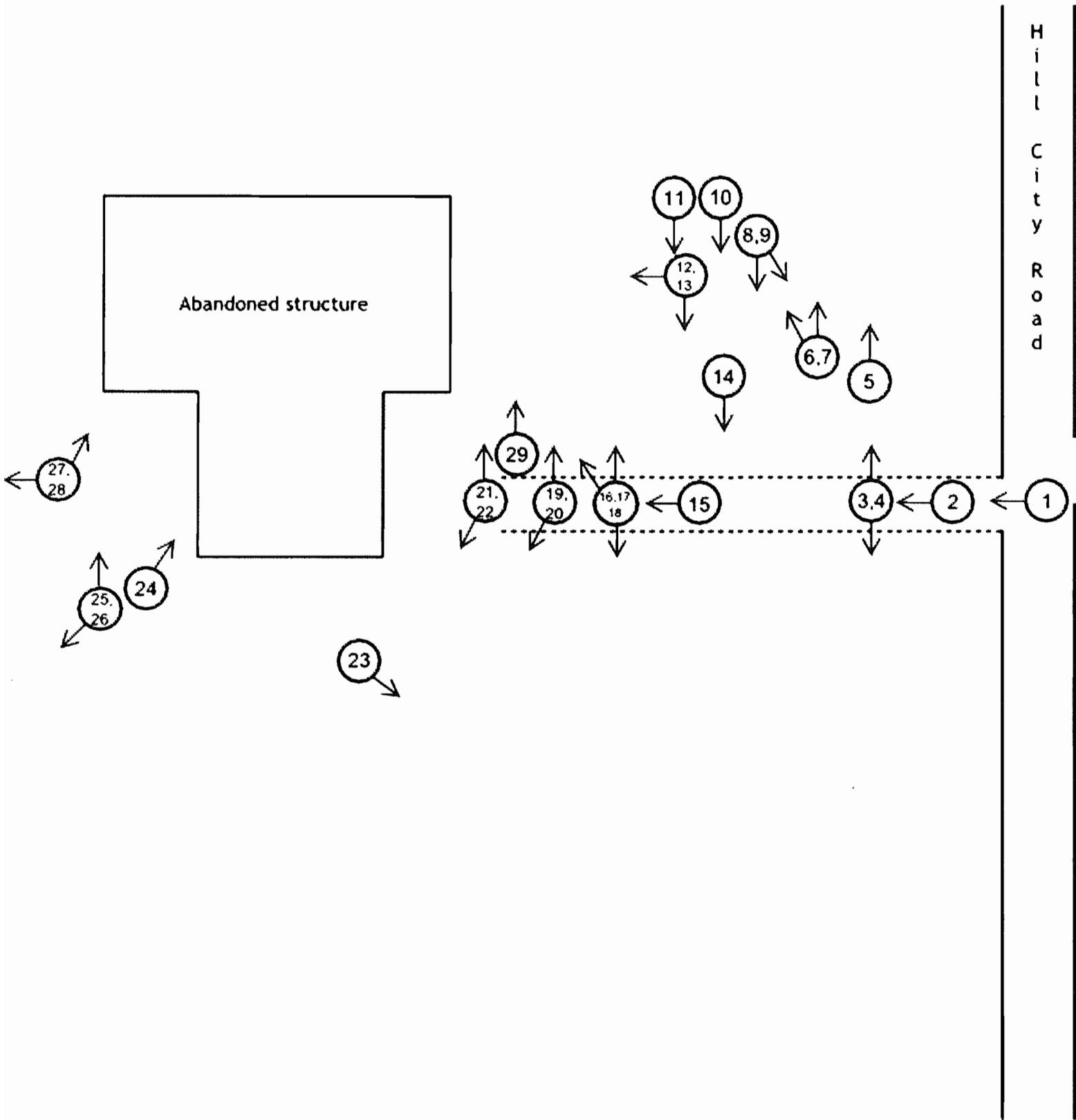
**Findings:** It appears that the amount of general wastes, GC/DD, and abandoned vehicles on this site remains unchanged. While another CD/DD deposition was discovered it did not appear to be recent. These wastes also are considered litter. The amount and nature of the wastes combined with the fact that there is neither active business nor residence at this site means that the wastes present have been consolidated from offsite. Thus, this site is considered a landfill. A search of Agency records shows that no permit to develop or operate a landfill at this site has been applied for or granted.

Not to scale  
All locations approximate

1  
N

# → Direction and number of photo

0558025006 Franklin County  
Benton/Burns 4-16-09







## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:33pm  
Direction: W  
Photo by: P. Fatka  
Exposure #: 001  
Comments: Entrance to the site.



Date: 4-16-09  
Time: 12:24pm  
Direction: W  
Photo by: P. Fatka  
Exposure #: 002  
Comments: General Construction and/or Demolition Debris (GC/DD), abandoned vehicles, and general debris.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:24pm  
Direction: S  
Photo by: P. Fatka  
Exposure #: 003  
Comments: GC/DD and  
debris.



Date: 4-16-09  
Time: 12:25pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 004  
Comments: GC/DD and  
debris.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:25pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 005  
Comments: GC/DD and  
debris.



Date: 4-16-09  
Time: 12:25pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 006  
Comments: GC/DD and  
debris.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:26pm  
Direction: NW  
Photo by: P. Fatka  
Exposure #: 007  
Comments: GC/DD and  
other wastes.



Date: 4-16-09  
Time: 12:26pm  
Direction: S  
Photo by: P. Fatka  
Exposure #: 008  
Comments: GC/DD and  
other wastes.

File Names: 0558025006-04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:26pm  
Direction: SE  
Photo by: P. Fatka  
Exposure #: 009  
Comments: GC/DD and  
general debris.



Date: 4-16-09  
Time: 12:27pm  
Direction: S  
Photo by: P. Fatka  
Exposure #: 010  
Comments: GC/DD and  
other wastes.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:27pm  
Direction: S  
Photo by: P. Fatka  
Exposure #: 011  
Comments: GC/DD and  
other wastes.



Date: 4-16-09  
Time: 12:27pm  
Direction: W  
Photo by: P. Fatka  
Exposure #: 012  
Comments: Rusted  
pesticide cans.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



**Date:** 4-16-09  
**Time:** 12:27pm  
**Direction:** S  
**Photo by:** P. Fatka  
**Exposure #:** 013  
**Comments:** Labeling on the rusted pesticide cans, identifying them as having once contained Gold Crest Termiticide.



**Date:** 4-16-09  
**Time:** 12:29pm  
**Direction:** S  
**Photo by:** P. Fatka  
**Exposure #:** 014  
**Comments:** What appears to be a mobile home frame and other debris.

**File Names:** 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:30pm  
Direction: W  
Photo by: P. Fatka  
Exposure #: 015  
Comments: Abandoned vehicles and a collapsing mobile home.



Date: 4-16-09  
Time: 12:32pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 016  
Comments: Abandoned vehicles.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



**Date:** 4-16-09  
**Time:** 12:32pm  
**Direction:** NW  
**Photo by:** P. Fatka  
**Exposure #:** 017  
**Comments:** Abandoned vehicles and GC/DD.



**Date:** 4-16-09  
**Time:** 12:32pm  
**Direction:** S  
**Photo by:** P. Fatka  
**Exposure #:** 018  
**Comments:** GC/DD and other debris.

**File Names:** 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:33pm  
Direction: SW  
Photo by: P. Fatka  
Exposure #: 019  
Comments: GC/DD and  
abandoned vehicles.



Date: 4-16-09  
Time: 12:33pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 020  
Comments: Abandoned  
vehicles.

File Names: 0558025006-04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



**Date:** 4-16-09  
**Time:** 12:33pm  
**Direction:** SW  
**Photo by:** P. Fatka  
**Exposure #:** 021  
**Comments:** Abandoned vehicles.



**Date:** 4-16-09  
**Time:** 12:33pm  
**Direction:** N  
**Photo by:** P. Fatka  
**Exposure #:** 022  
**Comments:** Abandoned vehicles and GC/DD.

**File Names:** 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:34pm  
Direction: SE  
Photo by: P. Fatka  
Exposure #: 023  
Comments: Abandoned  
vehicles and other wastes.



Date: 4-16-09  
Time: 12:34pm  
Direction: NE  
Photo by: P. Fatka  
Exposure #: 024  
Comments: Used tires  
and general waste.

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:34pm  
Direction: SW  
Photo by: P. Fatka  
Exposure #: 025  
Comments: GC/DD.



Date: 4-16-09  
Time: 12:35pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 026  
Comments: Old starter  
fluid cans.

File Names: 0558025006-04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:35pm  
Direction: NE  
Photo by: P. Fatka  
Exposure #: 027  
Comments: Broken  
plastic and metal and  
tubing.



Date: 4-16-09  
Time: 12:35pm  
Direction: W  
Photo by: P. Fatka  
Exposure #: 028  
Comments: GC/DD

File Names: 0558025006~04162009-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: 4-16-09  
Time: 12:37pm  
Direction: N  
Photo by: P. Fatka  
Exposure #: 029  
Comments: The interior of an abandoned vehicle. The cans inside appear to be unweathered, in contrast to the other wastes at this site.

Date: 4-16-09  
Time:  
Direction:  
Photo by: P. Fatka  
Exposure #:  
Comments:

No Photograph

File Names: 0558025006~04162009-[Exp. #].jpg

RECEIVED  
CLERK'S OFFICE

JUN 01 2009

STATE OF ILLINOIS  
Pollution Control Board

**PROOF OF SERVICE**

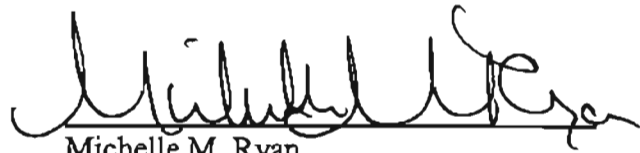
I hereby certify that I did on the 29th day of May 2009, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Floyd Burns  
409 S Stuyvesant  
P.O. Box 1593  
Benton, IL 62812

ORIGINAL

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



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