

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JUL 27 2009

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)

AC 09-55
(IEPA No. 130-09-AC)

JASON D. & ANGELA R. MARRS d/b/a)
MARRS HAULING, LANDSCAPING &)
MORE,)
Respondents.)

NOTICE OF FILING

ORIGINAL

TO: Illinois Environmental Protection
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the Petition for Review of JASON D. MARRS and ANGELA R. MARRS, d/b/a MARRS HAULING, LANDSCAPING & MORE, and my Entry of Appearance, a copy of which is herewith served upon you.

Blake Weaver
Blake Weaver, attorney for Respondents

Blake Weaver
NOVAK WEAVER SOLBERG
130 W. Main St.
Urbana, IL 61801
(217) 384-0000 (Phone)
(217) 344-2662 (Fax)

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
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JUL 22 2009

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
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JASON D. & ANGELA R. MARRS d/b/a)
MARRS HAULING, LANDSCAPING &)
MORE,)
Respondents.)

AC 09-55
(IEPA No. 130-09-AC)

ORIGINAL

ENTRY OF APPEARANCE

I hereby file my appearance in this proceeding, on behalf of the Respondents, JASON D. MARRS and ANGELA R. MARRS, d/b/a MARRS HAULING, LANDSCAPING & MORE.

Blake Weaver
Blake Weaver, attorney for Respondents

Blake Weaver
NOVAK WEAVER SOLBERG
130 W. Main St.
Urbana, IL 61801
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ORIGINAL

PETITION FOR REVIEW

Now come the Respondents, JASON D. MARRS and ANGELA R. MARRS, d/b/a MARRS Hauling, Landscaping and More, and as and for their Petition for Review of Administrative Citation dated June 15, 2009, they state as follows:

1. The Respondents, JASON D. MARRS and ANGELA R. MARRS, are husband and wife and formerly resided at the real estate located at 30 CR 3050N, Foosland, Champaign County, Illinois. The Respondent, JASON D. MARRS, is the owner of the real estate which is improved with various buildings and formerly was improved by a personal residence occupied by JASON D. MARRS and ANGELA R. MARRS, until on or about December 23, 2008 when it was destroyed by fire.

2. The Respondents, JASON D. MARRS and ANGELA R. MARRS, state that they have operated no facility as a dump at any time covered by the facts stated in this Citation, have not caused or allowed open dumping, or in the event of a violation, Respondents state the same was the result of circumstances beyond the Respondents' control.

3. The Respondents admit that on June 15, 2009, an Administrative Citation was sent, via certified mail.

4. The Respondents deny that they have violated the provisions of the Illinois Environmental Protection Act with respect to Open Dumping of Waste, Resulting in Litter, or the Open Dumping of Waste Resulting in the Deposition of General Construction or Demolition Debris, or Clean Construction or Demolition Debris, in violation of Section 21(p) of the Illinois Environmental Pollution Control Act.

Wherefore, the Respondents pray that a hearing be held in connection with this matter to determine the true facts and, after consideration of the same, that a finding be made in favor of the Respondents and against the Complainant, and that all relief requested by the Complainant be denied.

Respectfully submitted

JASON D. MARRS and ANGELA R. MARRS
Respondents

By: Blake Weaver
Blake Weaver, their attorney

VERIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matter therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Jason D. Marrs
JASON D. MARRS

VERIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matter therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

Angela R. Marrs
ANGELA R. MARRS

Blake Weaver
NOVAK WEAVER SOLBERG
130 W. Main St.
Urbana, IL 61801
(217) 384-0000 (Phone)
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MARRS HAULING, LANDSCAPING &)
MORE,)
Respondents.)

ORIGINAL

CERTIFICATE OF SERVICE

I, the undersigned, on oath, state that I have served on the date of July 20, 2009, a copy of the Entry of Appearance, Notice of Filing and Petition for Review, upon:

Illinois Environmental Protection
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

by first-class mail, postage properly prepaid.

Blake Weaver
Blake Weaver, attorney for Respondents

Blake Weaver
NOVAK WEAVER SOLBERG
130 W. Main St.
Urbana, IL 61801
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