



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829  
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DEPUTY GOVERNOR

RECEIVED  
CLERK'S OFFICE  
SEP 20 2011  
STATE OF ILLINOIS  
Pollution Control Board

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

September 14, 2011

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

AC 12-4  
ORIGINAL

Re: Illinois Environmental Protection Agency v. Garrison Properties Inc., & River City Roofing Company, Inc.  
IEPA File No. 248-11-AC: 1430055075—Peoria 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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED  
CLERK'S OFFICE  
SEP 20 2011  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
GARRISON PROPERTIES, INC. & RIVER )  
CITY ROOFING COMPANY, INC., )  
 )  
Respondents. )

AC 12-4  
(IEPA No. 248-11-AC)

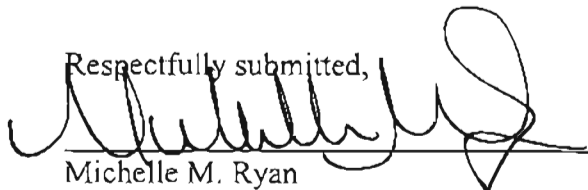
ORIGINAL

NOTICE OF FILING

To: Garrison Properties, Inc.  
c/o Eric D. Jones, Registered Agent  
1359 W. Garfield Ave.  
Bartonville, IL 61607

River City Roofing Company, Inc.  
c/o Eric D. Jones, Registered Agent  
1359 W. Garfield Ave.  
Bartonville, IL 61607

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: September 14, 2011

RECEIVED  
CLERK'S OFFICE

SEP 20 2011

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
) )  
Complainant, )  
) )  
v. )  
) )  
GARRISON PROPERTIES, INC., & RIVER )  
CITY ROOFING COMPANY, INC., )  
) )  
) )  
Respondents. )

AC 12-4  
(IEPA No. 248-11-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 (2008).

FACTS

1. That Garrison Properties, Inc. is the current owner and River City Roofing Company, Inc. is the current operator ("Respondents") of a facility located at 7402 South Adams Street, Bartonville, Peoria County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as River City Roofing.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1430055075.

3. That Respondents have owned and/or operated said facility at all times pertinent hereto.

4. That on August 5, 2011, James Jones of the Illinois Environmental Protection Agency's ("Illinois EPA") Peoria 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 9-14-11, Illinois EPA sent this Administrative Citation via Certified Mail No. 7004 2510 0001 8588 4083  
7004 2510 0001 8588 4090

#### VIOLATIONS

Based upon direct observations made by James Jones during the course of his August 5, 2011 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) (2008).
- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2008).
- (3) 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) (2008).

### CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), 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 Four Thousand Five Hundred Dollars (\$4,500.00). 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 October 25, 2011, 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 (2008), 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) (2008), 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, 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, 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 (2008). 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 Respondents.

  
\_\_\_\_\_  
Lisa Bonnett, Interim Director  
Illinois Environmental Protection Agency

Date: 9/13/2011

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

RECEIVED  
CLERK'S OFFICE

SEP 20 2011

STATE OF ILLINOIS  
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
) )  
Complainant, )  
) )  
v. )  
) )  
GARRISON PROPERTIES, INC., & RIVER )  
CITY ROOFING COMPANY, INC., )  
) )  
) )  
Respondents. )

AC 12-4  
(IEPA No. 248-11-AC)

ORIGINAL

FACILITY: River City Roofing

SITE CODE NO.: 1430055075

COUNTY: Peoria

CIVIL PENALTY: \$4,500.00

DATE OF INSPECTION: August 5, 2011

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.



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

RECEIVED  
CLERK'S OFFICE  
SEP 20 2011  
STATE OF ILLINOIS  
Pollution Control Board

AFFIDAVIT

IN THE MATTER OF

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

IEPA DOCKET NO.

AC12-4

ORIGINAL

RESPONDENT

Affiant, James Jones, 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 August 05, 2011, between 11:00 AM and 11:55 AM, Affiant conducted an inspection of the open dump in Peoria County, Illinois, known as River City Roofing Co., Illinois Environmental Protection Agency Site No. 1430055075.

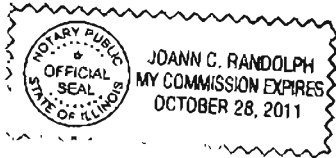
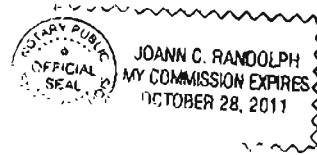
3. Affiant inspected said River City Roofing Co., open dump site by an on-site inspection, which included walking and photographing the site.

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 said River City Roofing Co., open dump.

  
\_\_\_\_\_

Subscribed and Sworn to before  
me this            day of

Joann Randolph  
Notary Public



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

RECEIVED  
 CLERK'S OFFICE  
 SEP 20 2011  
 STATE OF ILLINOIS  
 Pollution Control Board

County: Peoria LPC#: 1430055075 Region: 8  
 Location/Site Name: Bartonville/River City Roofing  
 Date: 08/05/2011 Time: From 11:00 AM To 11:55 AM Previous Inspection Date: \_\_\_\_\_  
 Inspector(s): James Jones Weather: Sunny, 85° F  
 No. of Photos Taken: # 13 Est. Amt. of Waste: 15 yds<sup>3</sup> Samples Taken: Yes # \_\_\_\_\_ No   
 Interviewed: Timothy Garrison Complaint #: C-2011-161-P  
 Latitude: 40.63617 Longitude: -089.65103 Collection Point Description: Center of Site -  
 (Example: Lat.: 41 26493 Long. -89.38294) Collection Method: GPS -

**Site Operator:**  
 River City Roofing Company, Inc.  
 Timothy B. Garrison, President  
 223 Audubon Hills Drive  
 Metamora, IL 61542  
 Bartonville, Illinois 61607

**Registered Agent:**  
 Eric D. Jones  
 1359 W. Garfield Ave.  
 Bartonville, Illinois 61607

**Site Owner:**  
 Garrison Properties, Inc.  
 Timothy B. Garrison, President  
 223 Audubon Hills Drive  
 Metamora, IL 61542  
 Bartonville, Illinois 61607

**Registered Agent:**  
 Eric D. Jones  
 1359 W. Garfield Ave.  
 Bartonville, Illinois 61607

ORIGINAL

SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>		
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"/>

LPC # 1430055075

Inspection Date: 08/05/2011

	(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"/>
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"/>
10.	55(k)	<b>NO PERSON SHALL:</b>	
	(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"/>

**35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS  
SUBTITLE G**

11.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
12.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
13.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
14.	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"/>
15.	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**

16.		APPARENT VIOLATION OF: ( <input type="checkbox"/> ) PCB; ( <input type="checkbox"/> ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
17.	OTHER:		<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 and subsection (k) of Section 55 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.

### NARRATIVE

On Friday, August 5, 2011, BOL/FOS-Peoria received an anonymous complaint alleging that a large fire that could be seen from Route 24 was burning on the property of River City Roofing Company. Supposedly, the materials that were being burned were trade waste. The company is located at 7402 S. Adams Street in Bartonville, Illinois. The company is a corporation and Timothy Garrison is the President and owner of the company. The company is engaged in Residential & Commercial roofing and specializes in steel roofing, EPDM rubber, and copper roofing.

On August 5, 2011, I (James Jones of BOL/FOS-Peoria) visited the site and conducted an open dump inspection. I observed an active fire along with white smoke rising above the property. I began photographing and documenting what was transpiring on the property. The materials that were being burned were predominantly roofing tar paper and wood shakes. Other materials observed burning on the property were remnants of small to medium size tree limbs, dozens of boards ranging in size from 12" to 18" in length, a section of what appeared to be an interior wall, and other unrecognizable materials. The dimensions of the burn pile were approximately 36' x 36' in area. After I had gathered my information, I talked to two River City Roofing employees about the open burning. Since neither of them knew anything about the open burning. They went inside their office to find someone who knew something about the open burning. When they returned, they told me that the owner, Tim Garrison would be arriving at the site shortly.

When Mr. Garrison arrived, my first question to him was who is responsible for open burning the waste on the property? Mr. Garrison indicated that the Bartonville Fire Dept. told River City Roofing that they could open burn tree waste and wood waste provided that the wood waste is not treated wood. I informed Mr. Garrison that the open burning of landscape waste is only allowed at sites under the control and supervision of units of local government. Mr. Garrison further stated that any and all open burning on their property was done under the authority of the Bartonville Fire Department. No one from the Bartonville Fire Department was on site supervising the burning and more that landscape waste was being open burned.

At that point, I began interviewing Mr. Garrison about his company's operations and waste disposal practices. According to Mr. Garrison, customer's waste is routinely brought to River City when disposal at a landfill is not achievable during daily landfill hours. He indicated that the waste is off-loaded on their property and disposed of at the landfill the next business day. Regarding, the open burned waste in question, Mr. Garrison claims that one or a couple of employees unknowingly burned the waste because they were unaware that the waste was supposed to be picked up and delivered to the landfill for disposal. I asked Mr. Garrison how many times that he recalls open burning waste on the property. Mr. Garrison said about 10 times.

The site operator is River City Roofing Company, Inc. with Timothy Garrison, President and Eric D. Jones, Registered Agent. The company is engaged in residential and commercial roofing

and specializes in steel roofing, EPDM rubber, and copper roofing. The property owner is Garrison Properties, Inc. with Timothy B. Garrison, President and Eric D. Jones, Registered Agent.

The following apparent violations were observed and checked on the Open Dump Checklist:

1. Pursuant to Section 9(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(a)), no person shall cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

A violation of Section 9(a) is alleged for the following reason: **Evidence of open burning which would cause or tend to cause air pollution in Illinois was observed during the inspection.**

2. Pursuant to Section 9(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(c)), no person shall cause or allow the open burning of refuse, conduct any salvage operation by open burning, or cause or allow the burning of any refuse in any chamber not specifically designed for the purpose and approved by the Agency pursuant to regulations adopted by the Board under this Act.

A violation of Section 9(c) is alleged for the following reason: **Evidence of open burning was observed during the inspection.**

3. Pursuant to Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)), no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) is alleged for the following reason: **Evidence of open dumping of waste was observed during the inspection.**

4. Pursuant to Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit.

A violation of Section 21(d)(1) is alleged for the following reason: **Waste was disposed without a permit granted by the Illinois EPA.**

5. Pursuant to Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) is alleged for the following reason: **A waste disposal operation was conducted in violation of regulations adopted by the Illinois Pollution Control Board.**

6. Pursuant to Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)), no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

A violation of Section 21(e) is alleged for the following reason: **Waste was disposed at this site which does not meet the requirements of the Act and regulations thereunder.**

7. Pursuant to Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in litter.

A violation of Section 21(p)(1) is alleged for the following reason: **The open dumping of waste was caused or allowed in a manner which resulted in litter.**

8. Pursuant to Section 21(p)(3) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(3)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in open burning.

A violation of Section 21(p)(3) is alleged for the following reason: **The open dumping of waste was caused or allowed in a manner which resulted in open burning.**

9. Pursuant to Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)) no person shall cause or allow the open dumping of waste in a manner that results in deposition of (i) general construction or demolition debris as defined in Section 3.160(a) of this Act; or (ii) clean construction or demolition debris as defined in Section 3.160(b) of this Act.

A violation of Section 21(p)(7) is alleged for the following reason: **The open dumping of waste was caused or allowed in a manner which resulted in deposition of general or clean construction or demolition debris.**

10. Pursuant to 35 Ill. Adm. Code 812.101(a), all persons, except those specifically exempted by Section 21(d) of the {Illinois} Environmental Protection Act, shall submit to the Agency an application for a permit to develop and operate a landfill.



1430055075 - Peoria County

River City Roofing Co., Inc.

FOS

Date of Inspection: August 5, 2011

Prepared By: James Jones

Page 4 of 4

**A violation of 35 Ill. Adm. Code 812.101(a) is alleged for the following reason: A waste disposal site was operated without submitting to the Illinois EPA an application for a permit to develop and operate a landfill.**

06-10436

WARRANTY DEED

MAIL TO:  
Mark J. McGrath, P.C.  
113 S. Main  
Mackinaw, Illinois 61755

NAME & ADDRESS OF TAXPAYER:  
Garrison Properties, Inc.  
1431 E. Paris  
Peoria, Illinois

FILED  
PEORIA COUNTY  
STATE OF ILLINOIS

06 APR -5 15 20

*Shirley L. ...*  
RECORDER OF DEEDS

39

GRANTOR(S), Simon C. Wagenbach, Jr., a married person of Pekin in the County of Tazewell, in the State of Illinois, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid, CONVEY(S) and WARRANT(S) to the GRANTEE(S), Garrison Properties, Inc. of 1431 E. Paris, Peoria in the County of Peoria, in the State of Illinois, the following described real estate:

Part of the Northwest Quarter of the Northeast Quarter of Section 36, Township 8 North, Range 7 East of the Fourth Principal Meridian, Peoria County, Illinois, more particularly described as follows:

Commencing at the Northwest corner of the Northeast Quarter of Section 36, Township 8 North, Range 7 East of the Fourth Principal Meridian, Peoria County, Illinois; Thence North 90 degrees 00 minutes 00 seconds East 542.42 feet; Thence South 14 degrees 18 minutes 25 seconds West 346.16 feet to the Point of Beginning of Tract B. From the Point of Beginning South 14 degrees 38 minutes 25 seconds West 1020.83 feet; Thence South 88 degrees 50 minutes 44 seconds West, 25.30 feet; Thence around a curve to the left with a radius 4310.00 feet; arc length 412.69 feet; Thence South 89 degrees 49 minutes 46 seconds East 36.99 feet; Thence North 00 degrees 15 minutes 44 seconds West 62.89 feet; Thence South 89 degrees 20 minutes 30 seconds West 36.97 feet; Thence around a curve to the left with a radius of 4310.00 feet; Arc length 483.97 feet; Thence North 83 degrees 57 minutes 44 seconds East 296.94 feet to the point of beginning

Permanent Index No:

PART OF: 17-36-202-004      17-36-202-005  
17-36-202-003

Property Address:  
7302 Adams Street  
Bartonville, Illinois 61607

SUBJECT TO: (1) General real estate taxes for the year 2005 and subsequent years. (2) Covenants, conditions and restrictions of record. The aforesaid described property has never been occupied by the Grantor or the Grantor's spouse as homestead premises.

hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

DATED this 31 day of March, 2006.

Date: \_\_\_\_\_  
Peoria County Recorder  
Rental Program Support  
Program Fund Surcharge: \$10.00

1082

06-10436

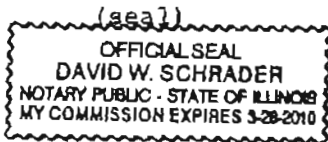
Simon C. Wagenbach, Jr.  
Simon C. Wagenbach, Jr.

STATE OF ILLINOIS )  
                                  ) SS  
COUNTY OF )

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that Simon C. Wagenbach, Jr., a married person personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and notary seal, this 31<sup>st</sup> day of MARCH, 2006.

[Signature] Notary Public



My commission expires 3/28/2010

COUNTY - ILLINOIS TRANSFER STAMPS  
Exempt Under Provision of  
Paragraph \_\_\_\_\_ Section 4,  
Real Estate Transfer Act  
Date: \_\_\_\_\_

Prepared By:  
Mark J. McGrath, P.C.  
113 S. Main  
Mackinaw, Illinois 61755

Signature: \_\_\_\_\_

PEORIA COUNTY  
TRANSFER TAX  
\$ 25.00



SO-FIFTY

2 of 2

90-10436



SERVICES    PROGRAMS    PRESS    PUBLICATIONS    DEPARTMENTS    CONTACT

### CORPORATION FILE DETAIL REPORT

Entity Name	RIVER CITY ROOFING COMPANY, INC.	File Number	64120093
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	DOMESTIC BCA
Incorporation Date (Domestic)	03/08/2005	State	ILLINOIS
Agent Name	ERIC D JONES	Agent Change Date	03/08/2005
Agent Street Address	1359 W GARFIELD AVE	President Name & Address	TIMOTHY B GARRISON 223 AUDUBON HILLS DR METAMORA 61548
Agent City	BARTONVILLE	Secretary Name & Address	TIMOTHY B GARRISON SAME
Agent Zip	61607	Duration Date	PERPETUAL
Annual Report Filing Date	03/04/2011	For Year	2011

[Return to the Search Screen](#)



(One Certificate per Transaction)

[BACK TO CYBERDRIVEILLINOIS.COM HOME PAGE](http://apps.ilsos.gov/corporatellc/CorporateLlcController)



SERVICES    PROGRAMS    PRESS    PUBLICATIONS    DEPARTMENTS    CONTACT

## CORPORATION FILE DETAIL REPORT

Entity Name	GARRISON PROPERTIES, INC.	File Number	64779761
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	DOMESTIC BCA
Incorporation Date (Domestic)	03/03/2006	State	ILLINOIS
Agent Name	ERIC JONES	Agent Change Date	03/03/2006
Agent Street Address	1359 W GARFIELD AVE	President Name & Address	TIMOTHY B GARRISON 223 E AUDUBON HILLS DRIVE METAMORA 61548
Agent City	BARTONVILLE	Secretary Name & Address	ANDREW GARRISON 101 HONEY LOCUST E. PEORIA 61611
Agent Zip	61607	Duration Date	PERPETUAL
Annual Report Filing Date	03/02/2011	For Year	2011

[Return to the Search Screen](#)



(One Certificate per Transaction)

[BACK TO CYBERDRIVEILLINOIS.COM HOME PAGE](http://www.ilsos.gov/corporatellc/CorporateLlcController)





**DATE:** August 05, 2011

**TIME:** 11:01 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the south

**PHOTOGRAPH NUMBER:** 1

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-001.jpg

**COMMENTS:** Photograph depicts  
fire and smoke from materials being  
burned on the property.



**DATE:** August 05, 2011

**TIME:** 11:02 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the south

**PHOTOGRAPH NUMBER:** 2

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-002.jpg

**COMMENTS:** Photograph depicts  
what appears to be pre-dominantly  
roofing tar paper and wood shakes  
which were burning on the  
property.



**DOCUMENT FILE NAME:**  
1430055075-08052011.doc





**DATE:** August 05, 2011

**TIME:** 11:07 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the east

**PHOTOGRAPH NUMBER:** 3

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-003.jpg

**COMMENTS:** Photograph depicts  
open flames and smoke emanating  
from the burning materials on the  
property.



**DATE:** August 05, 2011

**TIME:** 11:07 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the east

**PHOTOGRAPH NUMBER:** 4

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-004.jpg

**COMMENTS:** More tar paper and  
wood shakes.



**DOCUMENT FILE NAME:**  
1430055075-08052011.doc





**DATE:** August 05, 2011

**TIME:** 11:07 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the north

**PHOTOGRAPH NUMBER:** 5

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-005.jpg

**COMMENTS:** Same as previous  
photograph.



**DATE:** August 05, 2011

**TIME:** 11:08 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the north

**PHOTOGRAPH NUMBER:** 6

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-006.jpg

**COMMENTS:** Photograph depicts  
what appears to be a section of an  
interior wall in the foreground.



**DOCUMENT FILE NAME:**  
1430055075-08052011.doc





**DATE:** August 05, 2011

**TIME:** 11:09 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the south

**PHOTOGRAPH NUMBER:** 7

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-007.jpg

**COMMENTS:** Photograph depicts  
small wooden boards scattered  
about a pile of indistinguishable  
materials on the property.



**DATE:** August 05, 2011

**TIME:** 11:09 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the south

**PHOTOGRAPH NUMBER:** 8

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-008.jpg

**COMMENTS:** Photograph depicts  
more roofing tar paper and wood  
shakes.



**DOCUMENT FILE NAME:**  
1430055075-08052011.doc





**DATE:** August 05, 2011

**TIME:** 11:09 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the south

**PHOTOGRAPH NUMBER:** 9

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-009.jpg

**COMMENTS:** Same as previous  
photograph.



**DATE:** August 05, 2011

**TIME:** 11:10 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the north

**PHOTOGRAPH NUMBER:** 10

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-010.jpg

**COMMENTS:** Photograph depicts  
a company sign on its building.







**DATE:** August 05, 2011

**TIME:** 11:15 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the east

**PHOTOGRAPH NUMBER:** 11

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-011.jpg

**COMMENTS:** Interior wall  
depicted in photograph #6.



**DATE:** August 05, 2011

**TIME:** 11:16 a.m.

**PHOTOGRAPHED BY:**  
James Jones

**DIRECTION:** Photograph taken  
toward the north

**PHOTOGRAPH NUMBER:** 12

**PHOTOGRAPH FILE NAME:**  
1430055075-08052011-012.jpg

**COMMENTS:** Same as previous  
photograph.







1430055075 - Peoria County  
River City Roofing Co., Inc.  
FOS

Site Photographs  
Page 7 of 7

DATE: August 05, 2011

TIME: 11:16 a.m.

PHOTOGRAPHED BY:  
James Jones

DIRECTION: Photograph taken  
toward the east

PHOTOGRAPH NUMBER: 13

PHOTOGRAPH FILE NAME:  
1430055075~08052011-013.jpg

COMMENTS:



DOCUMENT FILE NAME:  
1430055075~08052011.doc

RECEIVED  
CLERK'S OFFICE

SEP 20 2011

STATE OF ILLINOIS  
Pollution Control Board

### PROOF OF SERVICE

I hereby certify that I did on the 14th day of September 2011, 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

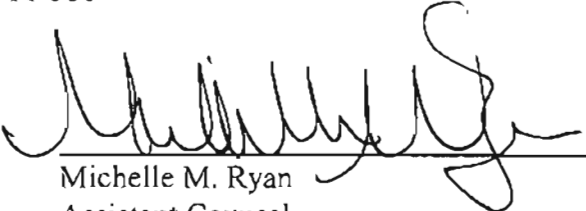
**ORIGINAL**

To: Garrison Properties, Inc.  
c/o Eric D. Jones, Registered Agent  
1359 W. Garfield Ave.  
Bartonville, IL 61607

River City Roofing Company, Inc.  
c/o Eric D. Jones, Registered Agent  
1359 W. Garfield Ave.  
Bartonville, IL 61607

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

THIS FILING SUBMITTED ON RECYCLED PAPER