



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, DIRECTOR

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DEC 23 2011

STATE OF ILLINOIS
Pollution Control Board

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

December 20, 2011

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

AC12-23
ORIGINAL

Re: Illinois Environmental Protection Agency v. Dale Gordon Spradlin and Barbara J. Spradlin
IEPA File No.405-11-AC: 1498130002—Pike 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

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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
DALE GORDON SPRADLIN AND BARBARA)
J. SPRADLIN,)
)
Respondents.)

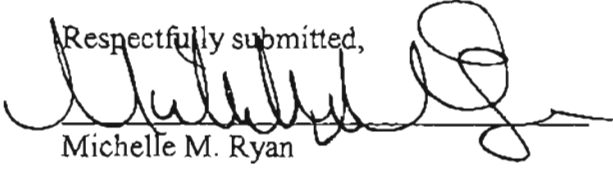
AC 12-23
(IEPA No. 405-11-AC)

ORIGINAL

NOTICE OF FILING

To: Dale G. and Barbara J. Spradlin
37784, 205th Street
Pittsfield, IL 62363

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 20, 2011

of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 12-20-11, Illinois EPA sent this Administrative Citation via Certified Mail No. 7009 2820 0001 7496 0032.

VIOLATIONS

Based upon direct observations made by Charlie King during the course of his November 3, 2011 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent's have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent's 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) (2010).
- (2) That Respondent's 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) (2010).
- (3) That Respondent's caused or allowed the open dumping of waste in a manner resulting in deposition of waste in standing or flowing waters, a violation of Section 21(p)(4) of the Act, 415 ILCS 5/21(p)(4) (2010).
- (4) That Respondent's 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) (2010).

- (5) That Respondent's caused or allowed the open dumping of waste in a manner resulting in used tires, at this site, not altered, covered or otherwise prevented from accumulating water, a violation of Section 55(k)(1) of the Act, 415 ILCS 55(k)(1) (2010).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2010), Respondent's 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 Seven Thousand Five Hundred Dollars (\$7,500.00). If Respondent's elect not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than January 15, 2012, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent's 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 (2010), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent's 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) (2010), if Respondent's fail 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's 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's 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's in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent's 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 (2010). If Respondent's elect to contest this Administrative Citation, then Respondent's 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's.



John J. Kira, Interim Director
Illinois Environmental Protection Agency

Date: 12/20/2011

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

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STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
DALE GORDON SPRADLIN AND)
BARBARA J. SPRADLIN,)
Respondent's.)

AC 12-23
(IEPA No. 405-11-AC)

ORIGINAL

FACILITY: Martinsburg Township/Spradlin
SITE CODE NO.: 1498130002
COUNTY: Pike
CIVIL PENALTY: \$7,500.00
DATE OF INSPECTION: November 3, 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

AFFIDAVIT

ORIGINAL

IN THE MATTER OF:)
)
 Illinois Environmental)
 Protection Agency,)
 Complainant)
 vs.)
)
 DALE GORDON SPRADLIN, and)
 BARBARA J. SPRADLIN,)
 Respondents)

A 012-23

IEPA DOCKET NO.

RECEIVED
CLERK'S OFFICE

DEC 23 2011

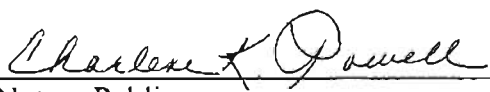
STATE OF ILLINOIS
Pollution Control Board

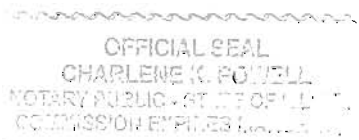
Affiant, Charlie King, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On November 3, 2011, between 12:25 p.m. and 12:50 p.m., Affiant conducted an inspection of an open dump, located in Pike County, Illinois and known as Martinsburg Township/Spradlin by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC # 1498130002 by the Agency.
3. Affiant inspected said 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 open dump.


 Charlie King

Subscribed and Sworn to Before Me
this 17th day of November, 2011


 Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Open Dump Inspection Checklist

RECEIVED
CLERK'S OFFICE

DEC 23 2011

County: Pike LPC#: 1498130002 Region: 5 Springfield
 Location/Site Name: Martinsburg Township/Spradlin
 Date: 11/03/2011 Time: From 1225 To 1250 Previous Inspection Date: 06/29/2011
 Inspector(s): Charlie King and Mark Weber Weather: Rain, overcast, 40 deg. F., winds W@30mph
 No. of Photos Taken: # 20 Est. Amt. of Waste: 875 yds³ Samples Taken: Yes # No
 Interviewed: None Complaint #: C-11-125-C
 Latitude: 39.553932 Longitude: -90.823106 Collection Point Description: Center of Site -
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Photo Interpolation - Google Maps

Responsible Party
 Mailing Address(es)
 and Phone Number(s):
 Barbara J. Spradlin
 Dale G. Spradlin
 37784 205th St., Pittsfield IL 62363
 217/285-4336



	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
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 checked="" type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # i498130002

Inspection Date: 11/03/2011

	(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)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
10.	55(k)	NO PERSON SHALL:	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input checked="" 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"/>
OTHER REQUIREMENTS			
15.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
16.	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 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.
- 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

MEMORANDUM

DATE: November 18, 2011

TO: DLPC/Division File

FROM: Charlie King, BOL/DLPC/FOS – Springfield Region

SUBJECT: LPC # 1498130002 -Pike County
Martinsburg Township/Spradlin
C-11-125-C
FOS File

NARRATIVE RE-INSPECTION REPORT DOCUMENT

The purpose of this memorandum is to serve as the Narrative Re-Inspection Report Document of a re-inspection conducted at the subject site on November 3, 2011 from approximately 12:25 p.m. until 12:50 p.m., by this author. I was accompanied on the re-inspection by Mark Weber, DLPC/FOS – Springfield Region. The re-inspection was conducted as a follow-up to the initial site inspection conducted on June 29, 2011, also by this author. That inspection was discussed in the Narrative Inspection Report Document Memorandum to the Land Division File, dated August 3, 2011. During the original site inspection, apparent violations were observed and alleged. Subsequently, an Open Dump Administration Citation Warning Notice (ACWN) was issued on August 4, 2011. The ACWN requires a written response within 15 calendar days of the date of the notice. However, no reply was received. Approximately two days prior to the inspection, respondent Dale Gordon Spradlin telephoned this inspector and said he needed 30 more days to finish clean-up activities. When I asked why he did not respond to the ACWN as required, he claimed that he didn't know he had to do that. I also told him that it was outlined under the heading Required Response on the second page of the ACWN. He again said he didn't read it. I told him that I would have to conduct a re-inspection before any decision was made whether to grant an extension or not. He told me to re-inspect the next day at 9 am. I told him that re-inspection was scheduled for Thursday, November 3, 2011. He asked what time, because he wanted to be there and wanted to meet this inspector. I told him that it would be mid-day, approximately around noon, but up to an hour before or after. He concurred. As shown in this report, although the re-inspection revealed that wastes had been removed from the site, approximately 875 cubic yards of wastes were still open dumped on the ground, and evidence of open burning was still present on-site. Additionally, standing water in multiple used tires was observed during the re-inspection. However, evidence of burning of used tires, observed during the original site inspection, was not observed during the re-inspection.

On October 26, 2011, the Pike County Fire Department responded to a complaint of open burning at the site. A copy of the Pike County Sheriff's Incident Report, accompanies this report as Attachment "A". Additionally, On October 28, 2011, the Pike County Health Department

received a complaint of open burning at the site. Pike County Health Department Inspector Jane Johnson responded to the complaint and found open burning and smoldering of wastes on-site. She took a photograph of the smoldering pile of wastes, which she referred to the Illinois EPA. A copy of her memorandum and photograph accompany this report as Attachment "B". Several anonymous telephone calls have been received by this author referencing the continued open burning at the site.

The site is located at the first large house on the north side of the road, located at 37784 205th Street, R. R. 2, 1050 N., Pittsfield, IL. It is located approximately one-eighth (1/8th) mile east of the intersection of 205th Street and County Route 11. The legal and specific location and ownership information was provided in this author's August 3, 2011 Narrative Inspection Report Memorandum, and therefore, will not be repeated herein. The sole owner of the property is Barbara J. Spradlin. Her husband, Dale Gordon Spradlin, resides at the same address. He is operator of the open dump on-site. The telephone number for the Spradlins' is 217/285-4336.

Upon arrival at the site on the day of the re-inspection, the weather was rain and overcast with an air temperature of approximately 40° F. Winds were westerly at approximately 30 mph. Surface soil conditions were saturated.

The re-inspection revealed continued open dumping of mobile home demolition wastes, and used tires. Some of the wastes had been burned. Several mobile homes were in the process of being stripped, and demolition wastes were on the ground in several areas. Other mobile homes that did not appear to be stripped at all were also observed. Smaller piles of metals, plastics, concrete blocks, and on and off rim used tires were also observed. Also observed were a Bobcat loader, a box truck open in back and partially filled with used tires, trucks of various types, hauling trailers, and automobiles. Most of the large pile of demolition wastes that was observed during the initial site inspection was no longer there. Most of the used tires on the ground were neatly stacked. A number of off rim used tires were found to contain standing water.

During the re-inspection, 20 photographs were taken with a digital camera. They show the conditions at the site on the day of the inspection. From the re-inspection and the photographs, a partially computer generated and partially hand drawn sketch of the site was developed by this author. It shows the layout of the site, as well as the numbers, approximate locations and directions of the photographs. The digital camera provides a three-digit number to each photograph, i.e., 001, 002, etc. This is how the photographs are referenced in this narrative and on the Digital Photograph pages. Real numbers were used on the Site Sketch, i.e., 1, 2, etc. Copies of the Digital Photographs and the Site Sketch accompany this narrative.

The Digital Photographs are described as follows:

Photo # 001 shows the drive that becomes the access road into the property. Used tires can be seen on the ground and on a hauling trailer. Parked on-site were several mobile homes, trucks, a Bobcat loader and hauling trailers.

Photo # 002 shows further into the site access road. Used tires can be seen on the ground and on a hauling trailer. The vehicles parked on-site mentioned in the photo description of photo # 001, above, are also shown in this photo.

Photo # 003 shows these used tires were found to be on-rims.

Photo # 004 shows a partially demolished mobile home at right. Although blurred, enough of the mobile home at right can be seen to verify that the end is missing, and items inside of the mobile home can be seen from this photo.

Photo # 005 shows a partially stripped mobile home.

Photo # 006 shows wastes, including used tires, on the ground. An apparently uninhabited mobile home can be seen at right.

Photo # 007 is a very blurry photograph that was supposed to show a mobile home.

Photo # 008 shows a small pile of wastes measuring approximately 20' x 15' x 2', and consisting primarily of metals, plastics and wood wastes.

Photo # 009 shows scattered demolition wastes, including wastes in standing water.

Photo # 010 shows wastes measuring approximately 30' x 15' x 5' at the location of the old open dump pile observed during the initial site inspection on June 29, 2011.

Photo # 011 shows a partially stripped mobile home.

Photo # 012 shows the same waste pile as shown in photo # 008, only closer.

Photo # 013 shows a pile of waste wood, tarps, metals and plastics measuring approximately 25' x 10' x 2', just west of a partially stripped mobile home.

Photo # 014 shows the used tires were on rim rounds, which are often used on mobile homes.

Photo # 015 shows approximately 80 off-rim used tires.

Photo # 016 shows used tires stacked in a truck, and on the ground. In a telephone conversation with respondent Dale Gordon Spradlin, he stated that he owned the truck and he placed the used tires in it to get them off the ground.

Photo # 017 shows standing water in many of the used tires shown in photo # 015. Two of those tires are shown here.

Photo # 018 shows more used tires containing water.

Photo # 019 shows various demolition wastes, including wood, insulation, plastics, flooring, metals including tin, toys, clothing, linoleum and other wastes. Many of the wastes had been burned.

Photo # 020 shows two roll-off boxes filled with apparent demolition wastes, and scattered demolition wastes on the ground, located at the south end of the backyard of the property.

During the re-inspection, apparent violations of the Illinois Environmental Protection Act (Act) and of the regulations, Title 35, Illinois Administrative Code, Subtitle G (35 I.A.C) were observed and are alleged. Those apparent violations of the Act are: Sections 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), 21(p)(3), 21(p)(4), 21(p)(7), 55(a)(1) and 55(k)(1). An apparent violation of the 35 I.A.C. regulations is Section 812.101(a). Apparent violations alleged from the November 3, 2011 inspection that were not observed during the original site inspection were 21(p)(4) and 55(k)(1). An apparent violation of Section 55(a)(2) that was alleged during the initial site inspection was not observed during this inspection. Additional information is provided in the Open Dump Inspection Checklist, attached.

OTHER COMMENTS

A few days after the site re-inspection, (precise date unavailable), respondent Dale Gordon Spradlin telephoned this inspector and said that he couldn't wait around forever on the day I re-inspected and went off to get some other work done. I told him that I was there when I said I would be, and he stated that he knew, he just had to get some other work done. He asked if I decided to give him a time extension, and I told him that it wasn't my decision. I told him the powers that be (supervisors) at the Illinois EPA would decide whether to proceed with the granting of a clean-up time extension or to proceed with enforcement action, including a fine. I told him that it might be a while before he received a decision as to what the Illinois EPA planned to do. I did tell him that he didn't help himself by failing to respond to the ACWN in writing, to continue to open burn after he had been told to stop in the ACWN, and his failure to clean up the site by the deadline stipulated in the ACWN. He said he didn't know how those other fires (after issuance of the ACWN) were started, but he was away from the property when it happened. He claimed that maybe the wind caused two pieces of metal to rub together which started the fire.

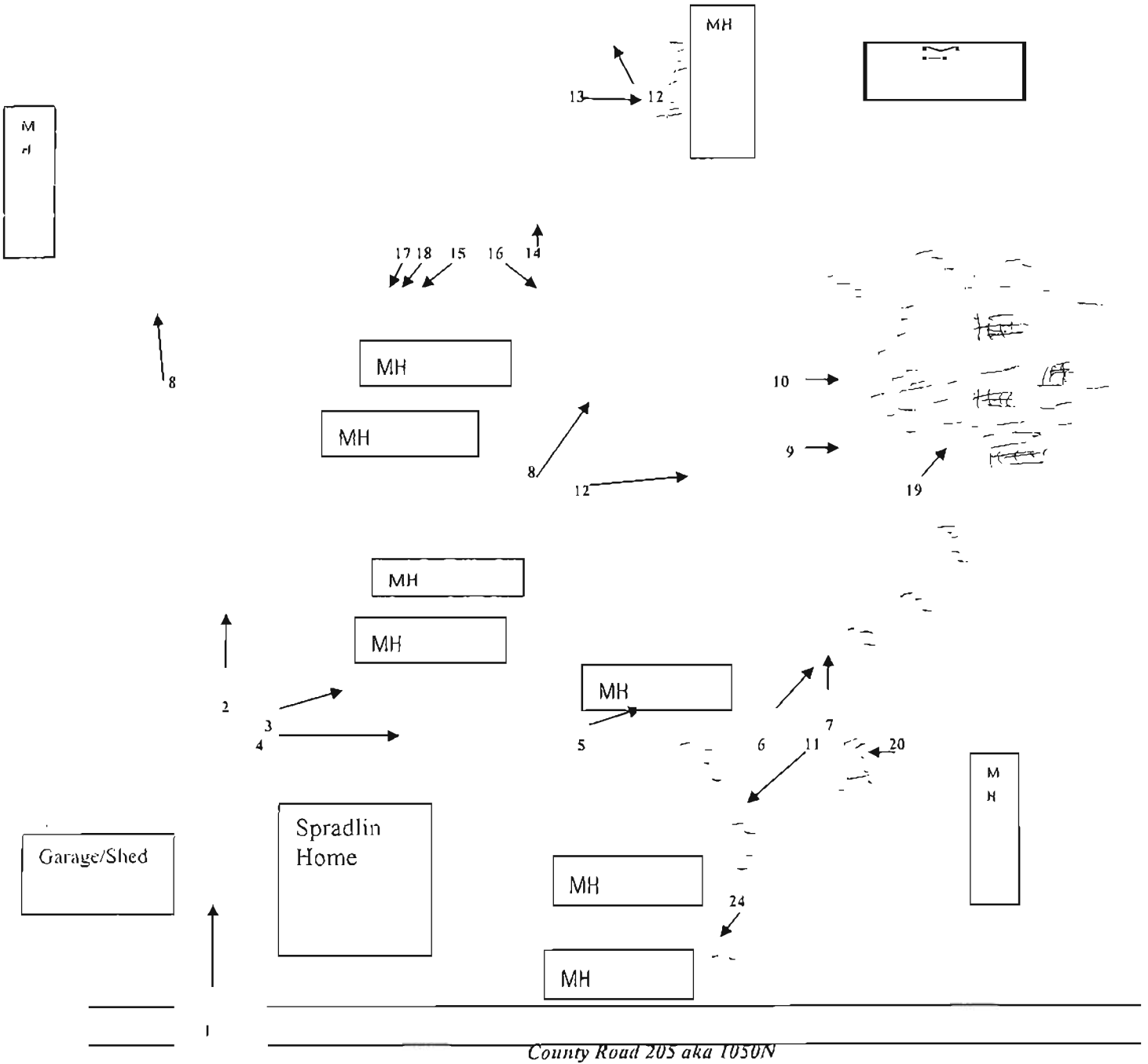
CK

cc: DLPC/FOS - Springfield Region

SITE SKETCH

Site name: Martinsburg Township/Spradlin County: Pike County
 LPC #: 1498130002 Date: November 3, 2011
 Inspector: Charlie King Time: 12:25 p.m. – 12:50 p.m.
 FOS File

A digital camera was used for the Inspection photos. Distances are approximate – Not drawn to scale



LEGEND

- Photo number, direction, location
 - Open dumping
 - Open burning



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:35 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 001
Comments: The drive becomes the access road into the property.

Used tires can be seen on the ground and on a hauling trailer.

Parked on-site were several mobile homes, trucks, a Bobcat loader and hauling trailers.



Date: November 3, 2011
Time: 12:36 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 002
Comments: Further into the site access road than in photo # 001.

Used tires can be seen on the ground and on a hauling trailer.

The vehicles parked on-site mentioned in the photo description of photo # 001, above, are also shown in this photo.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:36 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 003
Comments: These used tires were found to be on-rim.



Date: November 3, 2011
Time: 12:36 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 004
Comments: A partially demolished mobile home is at right. Although blurred, enough of the mobile home at right can be seen to verify that the end is missing, and items inside of the mobile home can be seen from this photo.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS

Date: November 3,
2011
Time: 12:37 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 005
Comments: A partially
stripped mobile home.



Date: November 3,
2011
Time: 12:37 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 006
Comments: Wastes,
including used tires,
can be seen on the
ground. An apparently
uninhabited mobile
home can be seen at
right.



File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:37 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 007
Comments: A very blurry photograph was supposed to show a mobile home.



Date: November 3, 2011
Time: 12:38 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 008
Comments: A small pile of wastes measuring approximately 20' x 15' x 2', and consisting primarily of metals, plastics and wood wastes.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:38 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 009
Comments: Scattered demolition wastes, including wastes in standing water.



Date: November 3, 2011
Time: 12:38 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 010
Comments: Wastes measuring approximately 30' x 15' x 5' at the location of the old open dump pile observed during the Initial site inspection on June 29, 2011.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3,
2011
Time: 12:37 p.m.
Direction: SW
Photo by: Charlie King
Exposure #: 011
Comments: A partially
stripped mobile home.



Date: November 3,
2011
Time: 12:39 p.m.
Direction: NW
Photo by: Charlie King
Exposure #: 012
Comments: The same
waste pile as shown in
photo # 008, only
closer.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:39 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 013
Comments: A pile of waste wood, tarps, metals and plastics measuring approximately 25' x 10' x 2', is shown just west of a partially stripped mobile home.



Date: November 3, 2011
Time: 12:41 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 014
Comments: The used tires were on rim rounds, which are often used on mobile homes.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:41 p.m.
Direction: SW
Photo by: Charlie King
Exposure #: 015
Comments:
Approximately 80 off-rim used tires.



Date: November 3, 2011
Time: 12:41 p.m.
Direction: SE
Photo by: Charlie King
Exposure #: 016
Comments: Used tires are shown stacked in a truck, and on the ground.

In a telephone conversation with respondent Dale Gordon Spradlin, he stated that he owned the truck and he placed the used tires in it to get them off the ground.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:41 p.m.
Direction: SW
Photo by: Charlie King
Exposure #: 017
Comments: Standing water was observed in many of the used tires shown in photo # 015. Two of those tires are shown here.



Date: November 3, 2011
Time: 12:41 p.m.
Direction: SW
Photo by: Charlie King
Exposure #: 018
Comments: More used tires containing standing water.

File Names: 1498130002~11032011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: November 3, 2011
Time: 12:41 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 019
Comments: Various demolition wastes, including wood, insulation, plastics, flooring, metals including tin, toys, clothing, linoleum and other wastes. Many of the wastes had been burned.



Date: November 3, 2011
Time: 12:42 a.m.
Direction: W
Photo by: Charlie King
Exposure #: 020
Comments: Two roll-off boxes filled with apparent demolition wastes, and scattered demolition wastes on the ground, located at the south end of the backyard of the property.

File Names: 1498130002~11032011-[Exp. #].jpg

FOS File

King, Charlie

From: White, Jason D.
Sent: Tuesday, November 08, 2011 12:50 PM
To: King, Charlie
Subject: FW: 2011-008476: Pike County Sheriff Incident Report

Charlie,
For our conversation this morning, you will find the needed info. I was off one day it was weird... let me know if you need any additional info.

Thanks,

Jason

149813002 - PIKE COUNTY
MARSHALL TOWNSHIP / SPRADLIN

From: Sandy Schacht [mailto:sschacht@pikecountysd.org]
Sent: Tuesday, November 08, 2011 12:47 PM
To: White, Jason D.
Subject: 2011-008476: Pike County Sheriff Incident Report

Incident Report
Pike County Sheriff
204 E. Adams St.
Pittsfield, IL 62363
phone (217) 285-5263 e-mail sschacht@pikecountysd.org fax (217) 285-4496

Generated on November 8, 2011 @ 12:43:59
Go to End of Report
Incident 2011-008476 Fire Alpha
Reported Wednesday, October 26, 2011 @ 19:05:58
At 37784 205th Ave, Pittsfield, IL
Entered By 0207 Anderson, Chass

ATTACHMENT A

Officer/Unit Assigned PITT Pittsfield Fire
Unit PITT Pittsfield Fire
Dispatched 10/26/2011 19:07:40

Information 10/26/2011 19:08:19 page recd
 Enroute 10/26/2011 19:12:40
 On Scene 10/26/2011 19:22:11
 In Service 10/26/2011 19:54:31 back to base
 Information 10/29/2011 09:39:33 returned on Saturday to spray fire so Mr Sapp can get his equipment out.
 In Service 11/01/2011 02:09:25

Departmental Narrative
 Will be smoldering all night, controlled burn, fire department only needed further if Mr. Spradlin calls.

CAD Notes
 Abandoned mobile homes, 3 or 4, on fire. Not near residence are causing damage, heavy smoke.

Adult
 Dale Gordon Spradlin
 Last Known Address
 37784 205th Ave
 Pittsfield, IL 62363
 Cell (217) 370-2629
 S16316743033 IL DL

DOB	Current Age	Incident Age	Sex	Race	HGT	WGT	Hair	Eyes	Build	Skin
2/02/1943	68	68	M	W	600	225	BRO	BLU		
RParty										

Go to Top of Report

ATTACHMENT "B"

1498130002 - P, Ke County
MARTINSBURG TOWNSHIP / Spradlin
- FOS File

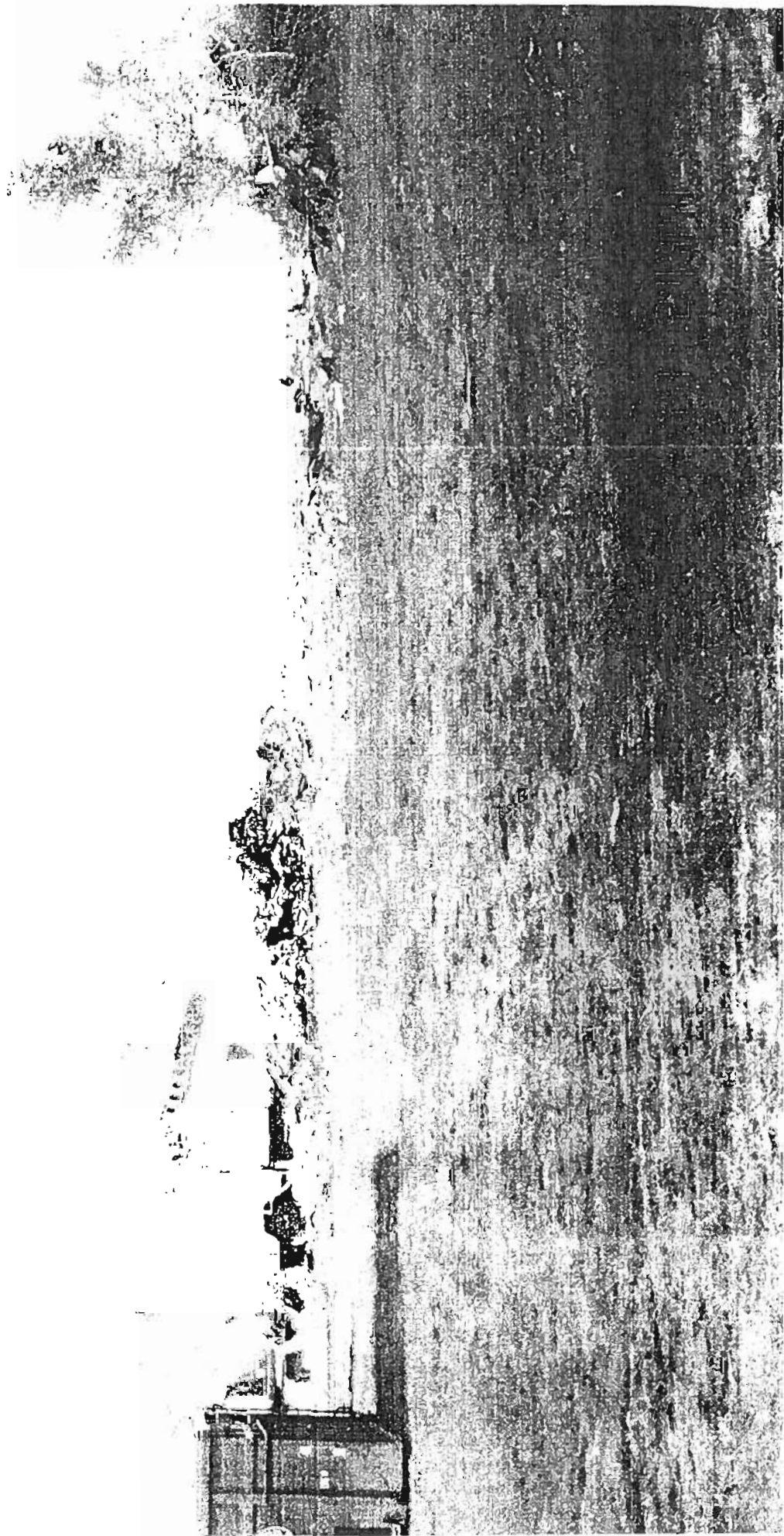
Jansen, David

From: Jane Johnson [jjohnson@pikecoilhealth.org]
Sent: Friday, October 28, 2011 4:04 PM
To: Jansen, David
Subject: New concern
Attachments: spradlin october 28 22011 004.jpg

We had a concern addressed to our office about this open burning which I would like to refer to your office. We must have a signed complaint to process nuisance violations and this concern was not signed. The owner is, I believe, Gordon Spradlin and the location is NE corner Sec 11 Martinsburg Township, on the north side of 205th Avenue.

I went out and found this huge pile on fire and it appears it has been lit before.

Thank you for any help you could provide and HAPPY FRIDAY



DEC 23 2011

STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

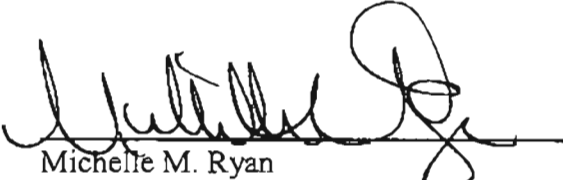
I hereby certify that I did on the 20th day of December 2011, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Dale G and Barbara J. Spradlin
37784, 205th Street
Pittsfield, IL 62363

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



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