

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
JUL 19 2012
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
RICKY STRATTON,)
)
Respondent.)

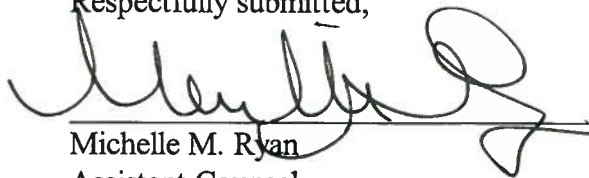
AC 13-5
(IEPA No. 176-12-AC)

NOTICE OF FILING

To: Ricky Stratton
2268 West Street
Literberry, IL 62660

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: July 16, 2012

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	AC
)	
v.)	(IEPA No. 176-12-AC)
)	
RICKY STRATTON,)	
)	
)	
)	
Respondent.)	

RECEIVED
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STATE OF ILLINOIS
Pollution Control Board

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 (2010).

FACTS

1. That Ricky Stratton is the current owner and operator ("Respondent") of a facility located at 2268 West Street, Literberry, Morgan County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Literberry/Stratton.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1378580002.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on June 4, 2012, Mark Weber of the Illinois Environmental Protection Agency's ("Illinois EPA") Springfield 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 7-16-12, Illinois EPA sent this Administrative Citation via Certified Mail No. 7009 2820 0001 7496 1473.

VIOLATIONS

Based upon direct observations made by Mark Weber during the course of his June 4, 2012 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) (2010).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2010), 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 One Thousand Five Hundred Dollars (\$1,500.00). 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 August 31, 2012, 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 (2010), 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) (2010), 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 (2010). 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.



John J. Kim, Interim Director
Illinois Environmental Protection Agency

Date: 7/16/2012

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

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	AC
)	
v.)	(IEPA No. 176-12-AC)
)	
RICKY STRATTON,)	
)	
)	
)	
Respondent.)	

FACILITY: Literberry/Stratton
SITE CODE NO.: 1378580002
COUNTY: Morgan
CIVIL PENALTY: \$1,500.00
DATE OF INSPECTION: June 4, 2012

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

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Ricky Stratton,)
)
Respondent.)

IEPA DOCKET NO.

Affiant, Mark J. Weber, 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 Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On June 6, 2012 between 12:00 PM and 12:20 PM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Morgan County, Illinois, and known as Literberry/Stratton by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 1378580002 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Literberry/Stratton open dump site by an on-site inspection, which included a walk through of the site and photo documentation of site conditions.
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 Literberry/Stratton open dump.

Mark J. Weber
Mark J. Weber

Subscribed and Sworn To before me
This 21 day of June, 2012

Charlene K. Powell

Notary Public



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

County: Morgan LPC#: 1378580002 Region: 5 - Springfield
 Location/Site Name: Literberry/Stratton
 Date: 06/04/2012 Time: From 1200 To 1220 Previous Inspection Date: 06/22/2011
 Inspector(s): Mark Weber Weather: 75 degrees F cloudy w/5 - 10 mph NW wind
 No. of Photos Taken: # 9 Est. Amt. of Waste: 50 yds³ Samples Taken: Yes # _____ No
 Interviewed: _____ Complaint #: C-11-063-C
 Latitude: 39.853587 Longitude: -90.201209 Collection Point Description: Center of Site -
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Photo Interpolation -

Responsible Party Mailing Address(es) and Phone Number(s):	Ricky Stratton 2268 West Street Literberry, IL 62660 217/886-6328	
------------------------------------------------------------------	----------------------------------------------------------------------------	--

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
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 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 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 # 1378580002

Inspection Date: 06/06/2012

	(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 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 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

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.



**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
MEMORANDUM**

DATE: June 20, 2012
TO: Bureau of Land File
FROM: Mark Weber, DLPC/FOS – Springfield Region
SUBJECT: LPC# 1378580002 - Morgan County
Literberry/Stratton
FOS File

On June 6, 2012 Mr. Mark Weber, Division of Land Pollution Control/Field Operations Section (DLPC/DOS) - Springfield Regional Office (SRO), conducted a re-inspection of the Stratton site in Literberry, Illinois. The Stratton site had initially been referred to the Illinois Environmental Protection Agency (IEPA) via a complaint which indicated the respondent was hauling furniture, scrap metals, plastics, trash, white goods, and vehicles to a residential property in Literberry. The complainant also indicated that after the metals had been segregated for scrap the remaining wastes were burned on-site. As a result of the complaint the initial IEPA inspection of the Stratton site was conducted on December 9, 2010.

The site is located immediately southeast of the intersection of West Street and Elm Street in Literberry, Illinois. Legally and specifically the property is located on Lots Fifteen (15) and Sixteen (16) in the Original Plat of the Town of Liter, also called Literberry, Morgan County, Illinois. The legal description was obtained from a Warranty Deed filed with the Morgan County Recorder's Office on January 13, 1993. The owner on the deed is listed as Ricky Stratton. An address for the property was provided as 2268 West Street in Literberry, Illinois. Mr. Stratton maintains his primary residence at this address. Please refer to the attached aerial photograph for a depiction of the site location.

Open dumped wastes identified during the December 9, 2010 complaint inspection included dimensional lumber, mechanical and electrical automotive parts, auto body parts, plastics, mixed metals, paper, white goods, plastic bags of household refuse, air conditioning units, and glass. The bulk of the wastes were primarily located in a large contiguous pile along the north side of the Stratton property. An active open burn are located at the rear of the Stratton residence area was noted during the inspection as well. The total volume of open dumped waste was estimated at 100 cubic yards. 20 – 25 used tires were also located on-site as well as at least a half dozen lead acid batteries.

As a result of the complaint inspection an Administrative Citation Warning Notification (ACWN) dated January 20, 2010 was sent to Mr. Stratton. Violations of the Illinois Environmental Protection Act cited in the ACWN included Sections 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), 21(p)(3), and 55(a)(1). An apparent violation of the Regulations, 35 Illinois Administrative Code (IAC) 812.101(a) was also cited. Mr.

Stratton was given a deadline of March 31, 2011 to remove the wastes from his property per the conditions of the ACWN.

A follow-up inspection of the Stratton site was conducted on June 11, 2011 to determine what, if any, removal activity had taken place. While some of the violations cited in the ACWN had been addressed, a considerable volume of waste remained on-site. Mr. Stratton had removed the used tires, lead acid batteries, and apparently discontinued open burning at the property. However, a significant volume of mixed metals remained on-site. To date Mr. Stratton has not provided the SRO with any receipts documenting the proper disposal or recycling of wastes from his property per the conditions of the ACWN.

June 6, 2012 Re-Inspection

The IEPA inspector arrived at the Stratton site at approximately 1200 hours on June 6, 2012. The temperature was approximately 75° Fahrenheit. Skies were mostly sunny with a 5 – 10 mile per hour northwest wind. Soil conditions were dry. The responsible party was not home at the time of the inspection.

Site conditions have changed little since the June 11, 2011 inspection. While some of the waste has been removed a significant volume still remains on-site. The bulk of the open dumped wastes that remain on-site are primarily located in two areas. The first area where much of the remaining waste is open dumped is more or less a contiguous pile along the south side of Elm Street. Wastes located along Elm Street include mixed metals, automotive parts, plastics, inoperable riding and push mowers, liquid propane cylinders, pallets, and used tires.

Other open dumped wastes that remain on-site are located in the back yard at the rear of the Stratton residence. These wastes have been consolidated in a pile in the location of the former open burn area. It still appears that wastes are no longer open burned on-site. Open dumped wastes observed in this area of the site during the June 6, 2012 inspection include dimensional lumber, landscape debris, plastics, and paper. A camper parked in this area and the assorted liquid propane cylinders strewn around the camper have been removed. There is an abandoned vehicle located near the waste pile in the back yard that was not formerly located on-site.

It appears that all of the lead acid batteries documented during previous inspections have either been removed or are now properly stored indoors. All of the white goods have been removed as well. The total volume of open dumped waste that remains on-site is estimated at 50 cubic yards. Please refer to the attached photographs for depictions of site conditions as they existed during the June 6, 2012 re-inspection.

Photograph #1 depicts open dumped off rim used tires, mixed metals, a liquid propane cylinder, and plastics located alongside Elm Street.

Photograph #2 provides a view of inoperable mowers, pallets/dimensional lumber, mixed metals, and plastics open dumped in the front yard of the Stratton property.

Photograph #3 is of a waste pile composed of mixed metals, plastics, liquid propane cylinders, a mower, and automotive parts.

Photograph #4 was taken of mixed metals dumped in front of the detached garage at the Stratton property. There appears to be room in the garage for storage of some of materials strewn around the property.

Photograph #5 shows the wastes that remain in this area of the site which are composed primarily of mixed metals.

Photograph #6 depicts a waste pile located at the rear of the Stratton residence. The pile was composed mostly of landscape debris and dimensional lumber. This is the area of the site where open burning has been documented in the past. It appears that Mr. Stratton had discontinued open burning on-site.

Photograph #7 is of the former location of a camper and assorted liquid propane cylinders.

Photograph #8 shows that white goods that located on the porch have been removed.

Photograph #9 shows an abandoned vehicle at the Stratton site. All of the other vehicles documented during previous inspections have been removed.

The June 6, 2012 re-inspection of the Stratton site was conducted in order to determine if violations cited in the January 20, 2011 ACWN had been rectified. It was determined that while some of the open dumped waste has been removed per the conditions of the ACWN, violations of the Illinois Environmental Protection Act persist. Violations of the Act that were observed during the re-inspection include Sections: 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), and 55(a)(1). An apparent violation of the Regulations, 35 Illinois Administrative Code (IAC) Section 812.101(a) persists as well. Refer to the attached Open Dump Checklist for additional information.

The IEPA inspector left the Stratton site at approximately 1220 hours and returned to IEPA headquarters in Springfield, Illinois.

cc: DLPC/FOS - Springfield Region

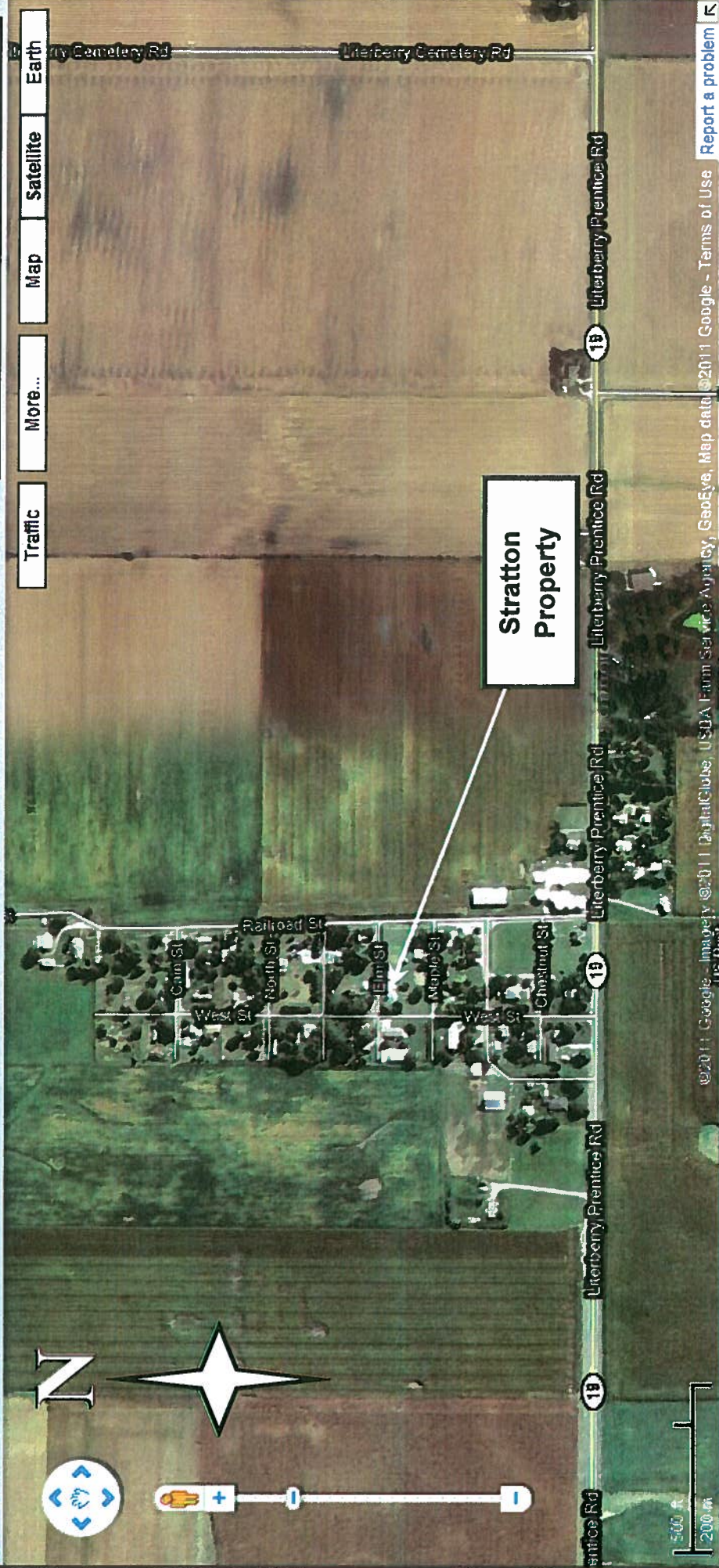
Google maps

39.853587, -90.201209

Search Maps

LPC# 1378580002 - Morgan County
Literberry/Stratton
FOS File

Traffic More... Map Satellite Earth



Stratton
Property

DIGITAL PHOTOGRAPHS



Date: 06/06/2012
Time: 1201
Direction: S
Photo by: M. Weber
Exposure #: 1
Comments: Open dumped off rim used tires, mixed metals, lp cylinder, and plastics located along the north side of the Stratton site.



Date: 06/06/2012
Time: 1202
Direction: SW
Photo by: M. Weber
Exposure #: 2
Comments: Inoperable mowers, pallets, mixed metals, and plastics at the site.

DIGITAL PHOTOGRAPHS



Date: 06/06/2012
Time: 1202
Direction: S
Photo by: M. Weber
Exposure #: 3
Comments: A waste pile of mixed metals, plastics, lp cylinders, a mower, and automotive parts.



Date: 06/06/2012
Time: 1202
Direction: S
Photo by: M. Weber
Exposure #: 4
Comments: Mixed metals dumped in front of the detached garage at the Stratton property. There appears to be room in the garage for storage of some of materials strewn around the property.

DIGITAL PHOTOGRAPHS



Date: 06/06/2012
Time: 1203
Direction: SW
Photo by: M. Weber
Exposure #: 5
Comments: Waste that remains in this area of the property is composed primarily of mixed metals.



Date: 06/06/2012
Time: 1204
Direction: E
Photo by: M. Weber
Exposure #: 6
Comments: Waste pile located at the rear of the Stratton residence. The pile was composed mostly of landscape debris and dimensional lumber. This is the area of the site where open burning has been documented in the past. It appears that Mr. Stratton had discontinued open burning on-site.

DIGITAL PHOTOGRAPHS



Date: 06/06/2012
Time: 1204
Direction: N
Photo by: M. Weber
Exposure #: 7
Comments: Former location of a camper and assorted liquid propane cylinders.



Date: 06/06/2012
Time: 1204
Direction: N
Photo by: M. Weber
Exposure #: 8
Comments: White goods that were located on the porch have been removed.

DIGITAL PHOTOGRAPHS



**Date: 06/06/2012
Time: 1205
Direction: W
Photo by: M. Weber
Exposure #: 9
Comments: Abandoned
vehicle at the Stratton
site. All of the other
vehicles have been
removed.**

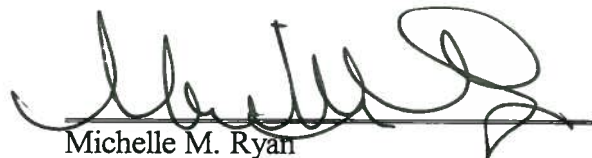
PROOF OF SERVICE

I hereby certify that I did on the 16th day of July 2012, 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: Ricky Stratton
2268 West Street
Literberry, IL 62660

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
Illinois 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



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

PAT QUINN, GOVERNOR

JOHN J. KIM, INTERIM DIRECTOR

(217) 782-9817

TDD: (217) 782-9143

July 16, 2012

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

RECEIVED
CLERK'S OFFICE
JUL 19 2012
STATE OF ILLINOIS
Pollution Control Board

13-5

Re: Illinois Environmental Protection Agency v. Ricky Stratton
IEPA File No. 176-12-AC; 1378580002—Morgan 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

bcc: Susan Konzelmann, DLC #21
Mike Davison, Division of Land Pollution Control #24
Division of Land Pollution Control File Room #24 (Compliance File)
Literberry/Stratton
1378580002—Morgan County
Mark /Weber, Springfield Regional Office

4302 N. Main St., Rockford, IL 61103 (815)987-7760
595 S. State, Elgin, IL 60123 (847)608-3131
2125 S. First St., Champaign, IL 61820 (217)278-5800
2009 Mall St., Collinsville, IL 62234 (618)346-5120

9511 Harrison St., Des Plaines, IL 60016 (847)294-4000
5407 N. University St., Arbor 113, Peoria, IL 61614 (309)693-5462
2309 W. Main St., Suite 116, Marion, IL 62959 (618)993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312)814-6026